# UNITED STATES OF AMERICA FEDERAL ELECTION COMMISSION

...

In re MUR 4378

Washington, D.C.

Friday, September 19, 1997

Deposition of

# DENNIS R. REHBERG

a witness, called for examination by counsel for the Federal Election Commission (FEC) pursuant to notice and agreement of counsel, beginning at approximately 9:35 a.m., at the Federal Election Commission, 999 E Street, N.W., Washington, D.C., before Sherry C. Knox, notary public in and for the District of Columbia, when were present on behalf of the respective parties:

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# PROCEEDINGS

Whereupon,

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# DENNIS R. REHBERG

was called as a witness and, having been first duly sworn, was examined and testified as follows:

EXAMINATION BY FEC COUNSEL

Q Would you, please, give your full name for the record?

A Yes. Dennis Ray Rehberg.

BY MS. WEISSENBORN:

Ann Bumgarner, representing the Office of the General Counsel of the Federal Election Commission. Your deposition is being taken pursuant to a subpoena issued by the Federal Election Commission in connection with an investigation being undertaken pursuant to 2 U.S.C. Section 437g. The enforcement matter of which this investigation is a part has been designated MUR 4378.

Just before this deposition began,

1	PROCEEDINGS
2	Whereupon,
3	DENNIS R. REHBERG
4	was called as a witness and, having been first
5	duly sworn, was examined and testified as
6	follows:
7	EXAMINATION
8	BY MS. WEISSENBORN:
9	Q Would you, please, give your full
10	name for the record?
11	A Yes. Dennis Ray Rehberg.
12	Q I'm Anne Weissenborn, here with Mary
13	Ann Bumgarner, representing the Office of the
14	General Counsel of the Federal Election
15	Commission. Your deposition is being taken
16	pursuant to a subpoena issued by the Federal
17	Election Commission in connection with an
18	investigation being undertaken pursuant to 2
19	U.S.C., Section 437g. The enforcement matter

Just before this deposition began,

of which this investigation is a part has been

designated MUR 4378.

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1	you signed a Confidentiality Advisement
2	statement, of which I'm going to show you right
3	now. We'll have it marked as an exhibit.
4	Exhibit 1, please.
5	(Rehberg Deposition Exhibit
6	No. 1 was marked for
7	identification.)
8	BY MS. WEISSENBORN:
9	Q This document provides that the
LO	confidentiality of this investigation must be
11	maintained, and the confidentiality holds until
12	the Commission closes its file. We'll let you
L 3	know when it closes its file in this matter.
L 4	Have you ever been deposed before?
L 5	A Never.
16	Q Let me just go through a series of
17	statements to give you an idea how we do it.
L 8	I'll be asking a series of questions,
L 9	which you will be asked to answer under oath.
20	If you don't understand the question, please
2 1	feel free to grow me and I can rephrage it or

restate it.

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If you should decide later that an
answer you have already given wasn't complete
or was inaccurate, just let us know and you can
amend or add to the answer. If you don't stop
me or request a chance to amend your answer,
we'll assume you have understood it and that
you have given a responsive answer to it.
A Okay.

Q As you know, or as you can, I guess, tell it's necessary to say yes or no, because the reporter can't record if you shake your head or nod or something like that.

> A Yes.

Q I'm going to do my best to go through this as quickly as possible and, therefore, to avoid as many repetitious questions as I can, but I can't promise that I'll never repeat anything, because sometimes things come up in different context, but we are not trying to prolong this.

> Are you represented by counsel today? MS. REHBERG: Say yes.

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1	THE WITNESS: Yes.
2	MS. REHBERG: So she can hear you.
3	THE WITNESS: Well, I don't know what
4	you're called. You are my counsel?
5	MS. REHBERG: Yes.
6	BY MS. WEISSENBORN:
7	Q And would you identify your counsel,
8	please?
9	A Yes. Janice Rehberg.
10	Q Have you discussed this deposition
11	with anyone other than your counsel before
12	coming here?
13	A Yes.
14	Q Who was that?
15	A We met last night with the firm that
16	are representing the Senatorial Committee,
17	Covington & Burling.
18	Q And who were the particular attorneys
19	that you met with?
20	A Bobby Birchfield, Michael
21	Q Dawson?
22	A Dawson.

1	Q Okay.
2	A And Craig Engle with the Senatorial
3	Committee.
4	Q All right. Did they give you any
5	instructions or
6	A We just talked about the case.
7	Q Have you brought any documents or
8	other materials with you today?
9	A No.
10	Q By way of background, could you just
11	give us a little bit of information about your
12	educational background? You said earlier that
13	you went to the University of Montana; is that
14	correct?
15	A Yes. Born and raised in Billings,
16	Montana. Went my first year to Montana State
17	University and then transferred to Washington
18	State University in Pullman, and I graduated
19	with a degree in public administration and
20	political science.
21	Q What is your present employment or
22	business?

1.	A I'm self-employed. I'm a rancher. I
2	have cattle and goats.
3	Q And your business address is the same
4	as your home address?
5	A Yes, it is.
6	Q Okay. Prior to your present
7	position, what was your position, your
g	employment?
9	A Lieutenant governor of the State of
10	Montana.
11	Q And the years that you were
12	lieutenant governor?
13	A I was appointed in May of 1991,
14	elected in November of '92, and completed that
15	term, and then
16	Q And that extended until what
17	A Until January of 1997.
18	Q All right. Fine.
19	Immediately before you were
20	lieutenant governor, what were you doing?
21	A I was the state director for U.S.
22	Senator Conrad Burns.

1	Q And the years for that?
2	A January 1, 1989 actually, I went
3	on right after the election, so I was the first
J	
4	hired. And that was November of '88, and then
5	I was in that position until I was appointed
6	lieutenant governor in 1981.
7	Q And did this mean that you managed
8	his state office or his offices?
9	A Yes. I opened his offices. We had
10	eight state offices. And I supervised the
11	caseworkers, the state staff, of which there
12	were about 12 or 13.
13	Q Big state.
14	A Yes.
15	Q You need a lot.
16	A We actually had more state offices
17	than any senator.
18	Q I have never heard of that many
19	before. That's interesting. Have you held any
20	other public offices besides being lieutenant

Yes. I was a state representative,

governor?

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1	representing what was then called House
2	District 88 in Billings for three terms, 19
3	I was elected in 1984, and I served '85, '87
4	and '89 terms. We have every other year. We
5	serve for two years, but it only meets for 90
6	days every other year.
7	Q So your last term ended in
8	A 1989.
9	Q '89?
1.0	You are a native of Montana; is that
11	right?
12	A Yes.
13	Q And you're married and your wife's
14	name is?
15	A Janice L. Rehberg.
16	Q Prior to 1995, '96, have you ever
17	been involved in a federal campaign as a worker
18	or a volunteer?
19	A Yes. In 1979, I joined the staff of
20	Congressman Ron Marlenee, and I served as
21	finance director in the 1980 election and the

1982 election.

1	And then in 1986, I managed
2	Congressman Marlenee's campaign. And then in
3	1988, I managed Conrad Burns's campaign.
4	MS. REHBERG: Excuse me for just a
5	moment. Before we go further, is the
6	understanding that we will reserve all
7	objections, except objections to form at this
8	stage? So if there be objections as to
9	relevancy, those can be preserved for later?
10	MS. WEISSENBORN: Yes.
11	MS. REHBERG: Okay. So we can
12	interject objections as to form, but the rest
13	will be preserved. Thank you.
14	BY MS. WEISSENBORN:
15	Q Marlenee is spelled M-a-r-l-e-n-e-e,
16	correct?
17	A Yes.
18	Q And then in 1988 you may have just
19	said this, and I may have missed it, that
20	A I ran Conrad Burns's campaign for the
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MS. WEISSENBORN: Okay. Fine.

(703) 684-2382

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1	(Rehberg Deposition Exhibit	
2	No. 2 was marked for	
3	identification.)	
4	BY MS. WEISSENBORN:	

Okay. Let's turn to your own Q campaign in 1995, '96 for the U.S. Senate. And I would like to introduce the next exhibit. These are the Statement of Candidacy and the Statement of Organization submitted by you and your committee for your senate campaign. both are dated July the 1st, 1995; is that correct?

> A Yes.

Okay. Prior to July 1st, when you officially registered, with whom had you consulted about becoming a senate candidate?

Well, my family, a close circle of volunteers, is how I did it when I first ran for the state legislature as well, keep it very small, very select, talking to people about a possible candidacy. And so there was, you know, kind of getting out and asking people

1	what are the opportunities, what were the
2	likelihood of my being elected.
3	Q You were running as a candidate under
4	which party?
5	A Republican.
6	Q Did you talk to anyone at the
7	National Republican Senatorial Committee, the
8	NRSC, prior to formally entering the race?
9	A I don't think so, no.
10	Q Did you make any trips to D.C., to
11	Washington about that?
12	A I came to Washington as a lieutenant
13	governor to the National Lieutenant Governor
14	Conference, which was held not during the
15	summer, but I'm not remembering exactly when
16	it was, but it's usually in the winter. It's a
17	winter meeting, and they have it every year.
18	And I think I attended one. But at no time did
19	I meet with anybody about a possible candidacy
20	for the United States Senate.
21	So I was in Washington but no I did

not meet with anyone on that.

1	Q	All right.
2		I would just like to go down a list
3	of names t	hat actually you have given to us of
4	your campa	aign staff. And if you could just
5	tell me wh	nere each of these people is now and
6	what they	did for your campaign.
7	A	Okay.
8	Q	Mike is it Pieper?
9	A	Pieper.
10	Q	P-i-e-p-e-r?
11	A	Yes.
12	Q	Is he officially Michael or is he -
13	A	I don't know if he is officially
14	Michael.	
15	Q	He goes by Mike?
16	A	He goes by Mike.
17	Q	And what was your role for your
18	campaign?	
19	A	He was my campaign manager. And he

originally came from Montana, which is one of

the reasons we hired him, but he was working

here in Washington as the chief of staff for

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1	Barbara Vucanovich of Nevada, and had done that
2	for quite sometime. But we had heard about
3	him, and I interviewed him and hired him as the
4	campaign manager.
5	He is now chief of staff for
6	Congressman Rick Helm here.
7	Q Was he based here in Washington
8	during your campaign, or did he come out
9	A He was based in Montana.
10	Q The second person is oh, it's
11	Elizabeth Bonforte?
12	A Bonforte. Yes.
13	Q B-o-n-f-o-r-t-e. And what was her
14	position?
15	A She did my part of any
16	fund-raising, mostly the Washington
17	coordination. She had worked for the PAC
18	fund-raiser that I hired as a consultant, Geoff
19	Ziebart. She had worked for him and had left
20	his office and was available, and I interviewed
21	her and moved her back to Montana.
22	O Do you know whore the it at present?

1	A I believe she is in Washington, D.C.,
2	having started her own company. That's what I
3	was told that she is doing.
4	Q Do you have any idea what the
5	company's name is?
6	A No. I haven't talked to her since
7	the election.
8	Q Steve McCarter?
9	A Steve had worked for the National
10	Guard in disaster and emergency services, had
11	an interest in the press, and I hired him to be
12	my press secretary. He is currently
13	unemployed. I have not had contact with Steve,
14	either, but
15	Q He is in Montana?
16	A He is in Montana, and worked for
17	Montana State legislature in the interim, and
18	then after the legislature, is still looking
19	for a job.
20	Q Stan Ullman?
21	A Stan was hired as my fund-raiser,

in-state fund-raiser, both special events and

1	donor solicitation. And he had been before
2	that, 17 years as the executive director of the
3	Montana Muscular Dystrophy Association.
4	And then he is currently working for
5	a company called the Big Sky Auto Auction in
6	Billings.
7	Q And within the campaign, how did his
8	role go along with what Elizabeth Bonforte.
9	Did they work together or did they
10	A They worked together.
11	Q Did they have a division of
12	responsibility or
13	A Supposedly. I'm not sure. Mike
14	Pieper enforced strict divisions of authority
15	or responsibility.
16	Q Would it be safe to say that
17	Mr. Ullman not only was involved in
18	fund-raising, but he would have been the person
19	to work on reports and
20	A No.
21	Q No, he was not.

My reports were done by my treasurer,

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1	Lorna Kuney, and Barbara Effing, who is listed
2	on this document, and she was paid staff.

Q Okay.

A For that specific purpose.

MS. WEISSENBORN: Fine.

And, then, according to both some of your written responses and reports, you had several consultants, consulting firms that helped you. And just before we talk about that, I would like to have this marked as Exhibit 3.

(Rehberg Deposition Exhibit
No. 3 was marked for
identification.)

#### BY MS. WEISSENBORN:

Q These are four pages that your committee filed, and I have added these to our exhibits, just mostly for the purposes of making sure that the addresses that are given here are correct, to the best of your knowledge. Let's look at Tony Payton on page 1, about half way down the page, Tony Payton &

1	Associates, Ltd. As far as you know, are they
T.	Associates, Did. As iai as you know, are they
2	still located in Arlington?
3	A Yes.
4	Q And what was his role with your
5	campaign in '95/'96?
6	A General consultant.
7	Q So he covered a number of different
8	kinds of activities?
9	A Yes. Ideas. He formerly worked for
10	the Senatorial Committee for a quite of number
11	of years, and so he had a wealth of knowledge
12	about campaign management and strategy.
13	Q Was he with you throughout the
14	campaign?
15	A Yes.
16	Q All right. The next page and I'm not
17	sure I will pronounce this correctly, down at
18	the bottom, Eddie Mahe, M-a-h-e, Company?
19	A Yes.
20	MS. REHBERG: Very good.
21	BY MS. WEISSENBORN:
22	Q Again, as far as you know, is that

1	address correct, or at least are they still in
2	Washington?
3	A Yes, they are.
4	Q What was the function of this company
5	with your campaign?
6	A Same, general consultant. Usually.
7	Perhaps a lot of campaigns don't have two
8	consultants, but these are personal friends who
9	I have dealt with in the past, and I wanted
10	them both working on my campaign. So I hired
11	two different consulting groups.
12	Q And they were friends from your prior
13	time in Washington?
14	A I have known Tony Payton quite a
15	number of years, from perhaps 1982, U.S. Senate
16	race in Montana, where he had some involvement.
17	And Eddie Mahe and associates, Ladonna Lee, and
18	Eddie, I got to know them in the 1988 campaign.
19	And we have maintained this friendship since
20	that time.
21	Q You mentioned Ladonna Lee, was she
22	the primary person who worked with you as a

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1	representative of the Eddie Mahe Company?
2	A No. No. They were partners, and,
3	so, I worked both with Eddie and Ladonna
4	equally.
5	Q The next page of this exhibit, page

Q The next page of this exhibit, page 3 cites -- I'm sorry, I think I have them out of order. It would be your page 4, at the very top, Ashley Jordan.

A Okay.

Q Now, she is shown here as receiving payments directly, but it's my understanding that she also worked with the Eddie Mahe Company; is that correct?

A She did, and I chose to move her out to Montana and hire her. And so she came and actually lived with us.

Q And what kinds of things did she do?

A Organization work. There were pieces being left on the ground, and she picked them up and organized them, county committees and such.

Q Had she worked prior to that as a

1	consultant to the Eddie Mahe
2	A No, employee.
3	Q She was an actual employee?
4	A Yes.
5	Q Do you know where she is now?
6	A I believe she is in business with
7	Elizabeth Bonforte here in Washington or
8	Virginia or Maryland, somewhere in the
9	Washington, D.C. area.
10	MS. REHBERG: And I think I can get
11	an address for you for their business, if you
12	need one. I think I can track that down.
13	MS. WEISSENBORN: Fine. Thank you.
14	BY MS. WEISSENBORN:
15	Q All right. And then, lastly, back on
16	that other page, right in the middle,
17	Richardson Ziebart Consulting. They were,
18	again, a consulting firm, a third group?
19	A Direct mail, fund-raising, PAC
20	fund-raising. Limited direct mail. It's not
21	like they did mass mailings for me. It was PAC

fund-raising, so their primary responsibility

was Political	Action	Committee	fund-raising	in
Washington, D	.c.			

Q So not just direct mail, per se, but fund-raising --

It's not direct mail, because I hired people to do the actual direct mail, put it out the door type of thing. Theirs was PAC-related direct mail, putting together the PAC packet, making the PAC contacts. When I had a fund-raiser in Washington, coordinating and organizing the fund-raiser itself, of which I did have fund-raisers in Washington. And Geoff Ziebart was the contact and the person who did the organizational work.

Q Okay. Fine.

Okay. Now, again I'm going to try to take these things in order, in this case, in terms of trips you made to Washington chronologically, although we may do a little back and forth. So let's start with what we understand to have been a July 1995 trip to

	26
1	Washington. Is that correct, that immediately
2	after you filed as a candidate, you came to
3	Washington, D.C.?
4	A Yes.
5	Q And who accompanied you on that trip?
6	A Jan did.
7	Q Is that all? She is the only person
8	that did?
9	A Yes.
10	MS. WEISSENBORN: Let's have Exhibit
11	4.
12	(Rehberg Deposition Exhibit
13	No. 4 was marked for
14	identification.)
15	BY MS. WEISSENBORN:
16	Q Just generally speaking, can you tell
17	us whether you well, first of all, do you
18	recognize this document?
19	A Yes.
20	Q And secondly, how would you
21	characterize them?
22	A One of the things that occurred on my

trip to Washington this time and perhaps every
other time is while we had a schedule that
showed times, it was fluid. Because if I was
going to be meeting with Senator Lott and
Senator Lott was not available because of
something that's happening on the floor or
Senator Dole, we would say, okay, we can't see
you now, but can we meet you some other time,
and so things got moved around.

I met with organizations, interest groups, people, and so there was a lot of juggling. And, so, while this states certain times and certain meetings, it may not be completely accurate. But to the best of my knowledge, every one of these occurred.

Q Okay. Now, a lot of these times or the activity associated with the time has been blacked out. Is it correct to say that, although I'm not asking for specifics, just generally these were meetings with folks like Senator Lott or Senator Dole --

A Yes.

1	Q With PACs, too, also sometimes?
2	A Yes.
3	Q Okay. Let's look on the second page
4	down at the bottom for the schedule for Monday,
5	July the 17th. At 5:30, you were scheduled to
6	have a meeting with Senator Alfonse D'Amato.
7	First of all, way down, it says "Contact: Beth
8	Walker." Who is Beth Walker?
9	A I don't know.
10	Q Would this had been a meeting that
11	was set up for you by someone else, one of your
12	consultants?
13	A Yes. Or perhaps
14	Q So that probably was a contact in his
15	office?
16	A Yes.
17	Q Okay.
18	A I don't know if I ever met Beth
19	Walker. I don't recollect meeting her.
20	Q Okay.
21	Did this meeting with Senator D'Amato
22	actually take place?

1	A It did occur. I don't know if it was
2	at 5:30, but it did occur.
3	Q Do you have any idea why there's that
4	"No" right next to it?
5	A No.
6	Q It doesn't mean that it didn't take
7	place, though?
8	A No, it does not mean that. I think
9	this document was produced by Ashley Jordan,
10	and I don't know why she wrote "No" on other
11	pages as well.
12	Q Okay.
13	Who went with you to this meeting?
14	A Jan did.
15	Q Did any of the consultants
16	A No.
17	Q All right. What did you discuss with
1.8	Senator D'Amato?
19	A This was a courtesy visit,
20	introductory. I had not met him. He had not
21	met me. And, so, I was presenting myself as,

at that time, the only Republican candidate for

1   the nomination.
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- Q At that point, is it correct that he was the chairman of the National Republican Senatorial Committee?
  - A Yes.
- Q Did you discuss that group as a potential source of assistance?
  - A Yes.
- Q Did he make any promises to you of the kinds of things that it would do?
- 11 A No.
  - Q So your discussion was fairly general --
  - A Strictly courtesy, yes. I don't believe he knew a lot about Montana and was interested in knowing about the race and who I was. He had seemed to know a lot about Senator Baucus, but not about me or Montana or --
  - Q All right. On the next page for the schedule for Tuesday, July the 18th. The first item that is not blacked out is the 9 o'clock meeting at the NRSC; is that correct?

		31
1	A	Yes.
2	Q	With John, and I understand his name
3	is pronour	nced Heubusch?
4	A	Yes.
5	Q	H-e-u-b-u-s-c-h, who was the
6	executive	director, correct, of the NRSC?
7	A	Yes.
8	Q	Well, you have said earlier that
9	there is m	no "no" here, I'm sorry. I'm skipping
10	one.	
11		Who else was at that meeting; do you
12	remember?	
13	A	Jan.
14	Q	Was anyone from the NRSC there
15	besides Mi	c. Heubusch?
16	A	I would say no.
17	Q	Wes Anderson by chance?
18	A	Normally, when I would go to the
19	Senatoria:	l Committee on my trips to Washington,
20	as a court	tesy visit, I met privately with John
21	Heubusch,	then met with other people. And, so,

normally, no one else sat in on those meetings

1 other than Jan.

That probably was the more formal one, just because it was our first introductory meeting.

Q Did he talk at all about what the NRSC might be able to do to help you?

A The only promise that was ever made by the Senatorial Committee and kept was that they had the ability to contribute a certain amount of money, if I was the successful nominee. And I don't know what that's called, but there is a contribution of what it is -- I don't know what it's called. But there was a certain level of money that legally they could contribute to my campaign. And they said that they would have the capacity to do that.

And so that's usually what the conversation was about, because they might have wanted to make promises that they couldn't or didn't keep, but that was one they knew they could and continually made.

Q Besides from money, as such,

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contributions or expenditures that they would make, did they talk about helping you meet other sources of funds or that kind of assistance?

A Just to the extent that they are a committee of republicans who have the capacity to help. As you see in some of the following data, the meetings we had, they had the ability to -- after the legal time or if we wanted to purchase additional questions, we would have access to polling data. But we would have to, you know, wait the period of time before its value dropped and all.

Ed Rahall, PAC director, Ed could make calls on our behalf when we had events to PACs, along with our PAC consultant. You know, Geoff Ziebart talking to Ed Rahall saying, what are the likely PACs that will contribute to a republican challenger. Ed Rahall saying, these are the ones I have had the luck with in the past who are willing to take a stand. And, so, there with that kind of help.

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Q Well, let's move down to you were
just pointing to Mr. Rahall's name, which
appears next to a 9:15 a.m. meeting listing.
Could we just go down these folks, and if you
could say whether you met with any of them or
worked with any of them, and if so, what kind
of assistance or involvement they had with your
campaign?
A Curo

Starting with Wes Anderson?

Wes Anderson, actually, ironically is from Billings, Montana, and we know his family. And, so, he worked at the Senatorial Committee, his brother Kirk was at the NRSC, and so we had some familiarity with Wes Anderson. I hadn't known him before. I met him at the Senatorial Committee. But I had contact with Wes because he was assigned to Montana.

That's what it means by "MT Rep" here?

Yes. They give you their responsibilities by state, and he was assigned

to Montana. Not just my race, once other
candidates got into the primary, then, he also
would help Ed Borchert, who was a candidate,
and Geoff McDonald, who was a candidate, to the
extent of their ability, because they have more
than one state. They just have one state per
person.

So I met with Wes Anderson.

Q It also states here or designates him a coalitions director. From your point of view, what did that mean?

A I don't know.

Q Okay.

A He didn't serve any function in our campaign, other than a contact point with the Senatorial Committee. If we needed a meeting with John Heubusch to give him an update, or if we wanted to meet with Alfonse D'Amato for a courtesy visit, he became our contact.

Q The next on the list is Ed Rahall, and you have already described --

A To the best of my recollection, we

did not meet with Ed at the 9:15 meeting. I
believe he was busy that day, and so I remember
walking down the hall saying, Ed, good to see
you again, because I had known him from the
Burns campaign, how you doing? Nothing
meaningful.

Q Gordon Hensley, H-e-n-s-l-e-y, is listed here as responsible for communications. Did you work with him -- did your campaign work with him at all?

A The campaign worked with Gordon, and there is a woman who worked with him that I think we had provided her name, which is escaping me at this --

Q Nancy Ives?

A Yes, Nancy Ives.

I had more -- I didn't, I think our campaign probably had more contact with Nancy Ives than Gordon Hensley, because Gordon was the head of communications. So, this meeting was intended to give us an overview of who the people were that were working at the Senatorial

	, n
1	Committee.
2	Q And what does that mean by what do
3	we mean by communications here?
4	A Press secretary, press releases.
5	From our perspective, that was for my knowledge
6	of who I was going to be meeting with. That
7	must be the title he was given by them. I knew
8	him as the press guy.
9	Q Okay. Did his work involve media
10	advertisements at all?
11	A No. Not to my knowledge.
12	Q As far as you were concerned?
13	A Well, not to my knowledge. I don't
14	know that.
15	Q Okay.
16	The next person is JoAnn Barnhardt,
17	B-a-r-n-h-a-r-d-t, and she is shown as the
18	political services director. Would you tell
19	us
20	A Again, I think that's a title that

was placed on by the Senatorial Committee.

came to know her as the number two person, John

(703) 684-2382

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1   Heubusch's number one assist
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- Q And this is probably self-defining.

  Greg Striple, S-t-r-i-p-l-e. It shows for polling. He was their chief polling person; is that right?
  - A I believe so. I don't know that.
- Q The next to the last one on the list, and I think this is a misspelling is Priscilla, P-r-i-s-c-i-l-l-a, Russo, R-u-s-s-o, and it says financial services. Do you know what financial services are?
  - A Fund-raising.
- Q Okay. On just under all the names on this exhibit it says, "at NRSC for presentation Op-research." What does that mean?

A Opposition research. What they do is -- and it was a big deal to them -- they would gather background data, votes on the incumbent. They would put it in book form, and then they would not just mail it to you. You had to sit for a presentation of that information, so you understood how votes were casted in the United

States	Senate.	how	manv	votes	there	were.
States	DCHACC,	, 110 4	marry	V O C C S		## C L C .

And they made a big deal about the fact that that it would be presented to me and any other republican candidate for nomination.

So, I was told that Ed Borchert would sit for this presentation. Jack McDonald would sit for this presentation of information, gather that information.

Q The gentlemen you just mentioned were your opponents in the primary?

A Opponents, yes.

Now, at this point, and for quite a long time, I was the only candidate, announced candidate. And, so, I probably worked exclusively as the republican nominee with the Senatorial Committee. But then once other candidates entered the race, then their time was split.

Q So according to this, the main reason for this meeting was to do just that, to tell you about the opposition research project?

A Yes.

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	Q	And	then	you	said	earl	lier,	I be	lieve,
also	to gi	ve y	ou ar	ı ove	erview	of	what	each	of
these	folk	s do	and	that	kind	of	thing	g?	

A Yes. Right.

Q Did you talk about anything else that you remember during this meeting?

A No. They just asked about me, much the same as you, you know, what's your background, what's your education, what's your experiences, what are the chances that you have of winning; information.

Q Did they talk about what kinds of assistance they might be able to give you, if you were to --

A Just, you know, like with Ed Rahall, you know, you have Geoff Ziebart. Geoff is -- I don't know if they knew at that time I had Geoff Ziebart. We were communicating. I'm not exactly sure of the timing of when we hired him in relation to July 18th and this trip. But we knew we needed somebody in Washington.

You cannot rely exclusively on

1	senatorial for your assistance, because,
2	frankly, they have a lot of candidates that
3	they want to help. And so, we knew we needed
4	our own people fulfilling these functions. And
5	so, you know, with Gordon Hensley at that
6	time, I didn't have a press secretary. And,
7	so, when I was attacked for being in
8	Washington, I looked to Gordon for help in
9	putting together a press release stating why I
10	was in Washington.
11	Q Did they talk at all about helping
12	you meet potential sources of funds, PACs or
13	well, let's say PACs, for example. Did they
14	offer to set up meetings that were
15	A No.
16	Q What about the senatorial trust, did
17	you
18	A Yes.
19	Q Did they talk about that at all?
20	A Usually the meetings we looked
21	tried to look for a reason, when we did come to

Washington, to make it worth our while, rather

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than just come to Washington and start setting
up meetings. We looked for a reason to be here
other than just a campaign visit. And the
Senatorial Committee notified me of when their
of when their people were in town, giving me
an opportunity to speak to a larger audience.

And, so, on two different occasions, my trips to Washington, the scheduling was such that I was able to go to Senatorial Committee functions, not fund-raising, just to meet the people.

Q Do you remember what the dates were of those -- not necessarily -- the months at least?

- A I don't. I could --
- Q They may come up later. I just thought you might.
  - A If I look through the documents, it will probably show on the schedule.
  - Q Okay. We'll get to that later, then.

    Did you talk about direct mail

    fund-raising at all, particularly in terms of

1	mailing lists or
2	A No.
3	Q whether they had those available?
4	A No.
5	Q Okay. What about media, did you talk
6	about potential advertising
7	A No.
8	Q at this meeting?
9	A No. Never been at any meeting, we
10	didn't talk about media.
11	Q Okay. In your committee's answers to
12	interrogatories, I believe you mentioned which
13	of your folks on your committee dealt with who
14	at the NRSC. And one person that was mentioned
15	was the head of the research department. There
16	was no name given. Do you remember now who
17	that was?
18	A I believe the first name was Tony.
19	Q Now, would he have been the person
20	who would have put together the opposition
21	research

Α

Yes.

1	Q He was primary responsible for that?
2	A Yes.
3	I don't know why his name does not
4	appear on this list, because he was certainly
5	at the meeting, but I don't know why. I guess
6	it would go after for presentation on
7	Op-research, and it should have had his name.
8	Part of the reason I'm having some difficulty
9	is he did not stay with the Senatorial
10	Committee. He went on to a campaign.
11	So shortly after this date, he was
12	gone.
13	Q Did Ladonna Lee come to this meeting
14	with you, do you remember?
15	A I don't remember. I could ask
16	Ladonna. I don't remember.
17	Q Or
18	A Eddie Ladonna or Tony, could have,
19	been at any of the meetings, but I don't
20	remember them being at this meeting.
21	Q Ashley Jordan, was she there?
22	A I don't remember.

1	Q Was she based in Montana by this
2	time?
3	A No. She was still in Washington.
4	Q Okay.
5	A And we were billed for her time for
6	things like putting this schedule together.
7	Q You have somewhat touched on this,
8	but just to be sure, at least on part of what
9	I'm just going to ask now. Your earliest
10	fund-raising expenses that show up on the first
11	of your reports for that campaign all came
12	after July the 1st. Did you have any testing
13	the waters kind of expenses?
14	A No, I did not.
15	Q Was there any NRSC involvement in
16	your fund-raising after you became a candidate?
17	A I don't know. That's why I hired
18	Geoff Ziebart, is to do the fund-raising in
19	Washington. That's why I hired Stan Ullman, to
20	do the fund-raising in Montana.
21	So there shouldn't have been any

involvement, because it wasn't necessary.

1	Q But do you know whether, even if you
2	didn't talk about mailing lists, for example,
3	at this first meeting, whether the NRSC ever
4	was involved with that extent of when I say
5	providing, it could have been for a price. I
6	mean, you may have paid for it, your committee.
7	A Not that I'm aware of.
8	MS. WEISSENBORN: Okay.
9	All right. Let's move on to the next
10	exhibit.
11	This is Exhibit 5.
12	MS. REHBERG: I didn't get a copy of
13	the Exhibit 1.
14	MS. WEISSENBORN: Oh, that was the
15	confidentiality. We can make some.
16	MS. REHBERG: Okay. Just so I have
1.7	got these right.
18	(Rehberg Deposition Exhibit
19	No. 5 was marked for
2 0	identification.)
21	BY MS. WEISSENBORN:
22	Q This is a memorandum on Eddie Mahe

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Company	letterhead	from A	Ashley Jo	rdan to	Geoff
Ziebart,	dated Sept	ember	19, 1995	. And I	just
have, pa	rticularly	, some	question	s about	some
of the n	ames that a	are on	here.		

Α Okay.

She has CC'd -- her CC's include Will Brooke. Who is that?

Will started the campaign as my finance chairman in Montana. He is just an attorney, owns a KOA campground. And because of business, it got busy -- he won't show up on many memos, because he didn't do much. He just bought the -- he had just bought the campground right then about this time. He was an attorney in Bozeman before that.

Okay. Now, the content of the very Q first paragraph, she says, "Per our discussion, enclosed is Denny's schedule during his last visit to Washington." Would that have been the July visit we were talking about just now?

> Α Yes.

She then goes on to say, "All the Q

	appointments were either see up by kobert
2	Arensberg"
3	A Arensberg.
4	Q "Wes Anderson or me." Who was
5	Robert Arensberg?
6	A A friend of mine who lives here, and
7	he works for the I never get it right is
8	it the Council of Life Insurers. Whatever
9	Carroll Campbell's group is, that he is the
10	chairman of. Robert works for him. But he is
11	a personal friend.
12	Q Okay.
13	And then over on the second page, the
14	second sentence in that paragraph, "let's
15	schedule a conference call this week with Jack
16	Ramirez." Who is that?
17	A Jack is, again, a personal friend,
18	happens to be Robert Arensberg's father-in-law.
19	And he is a former minority leader in Montana,
20	ran for governor in 1980, and a friend. He is

the president of the National Association of

Independent Insurers, NAII in Chicago.

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1	a friend. The one that talked her into going
2	to law school and all that.
3	Q And then the sentence right before,
4	where he is talking about setting up a meeting
5	with Priscilla Russo. She is the PAC person.
6	This was to work out a meeting with PACs here
7	in Washington. Is that how that
8	A I don't know why Ashley was going to
9	meet with Priscilla.
10	Q All right. And as I said, that was
11	primarily the people I was going to
12	A Sure.
13	MS. WEISSENBORN: All right. That's
14	Exhibit No. 6.
15	(Rehberg Deposition Exhibit
16	No. 6 was marked for
17	identification.)
18	BY MS. WEISSENBORN:
19	Q This exhibit is an apparently undated
20	memo I can't find a date on it from
21	Ladonna Lee to your campaign. And I would just
22	like to go down it and talk about several

statements.	Starting v	with the very	first,
where she say	s, "Follow	wing is a brid	ef recap of
our meeting i	in Montana	on Sunday."	Was that a
meeting of al	ll of your	campaign star	ff?

Maybe just to help out, if you jump down past the blacked out section, she says, all members of the Century Club and other leaders should be invited to a Christmas open house. So at least it was before Christmas.

A Which did not occur. We did not have an open house.

There were two types of meetings that occurred. There were the small meetings of whoever was in Montana, whether Eddie and Ladonna were in or Tony and Ladonna were in, we would meet. And then, normally, we would key that around county chairman meetings.

And, so, the Sunday -- this Sunday meeting, I am not aware of whether it was a closed small meeting or a large organizational meeting.

Q Okay.

A Because we had both kind. And it
didn't matter whether it was a Sunday night or
a Monday meeting, we met with everybody
together.
Q And she mentions in that same
sentence "conversations with the NRSC." Do you
know what she is referring to?
MS. REHBERG: Are we talking about at
the top?
MS. WEISSENBORN: At the top, right.
Sorry.
THE WITNESS: There were
conversations that occurred between my
consultants and the Senatorial Committee about
our race. All I'm aware of is that there was
not a good working relationship between my
consultants and the Senatorial Committee. It
was a constant frustration to me.
BY MS. WEISSENBORN:
Q What was that?
A They just didn't get along. And a

lot of people think that's one of the reasons

that we came close, 19,000 votes, but it
didn't have enough. And it was probably
because of the friction that occurred,
especially between Alfonse D'Amato and myself.
We didn't get along at all. We are of not the
same personality, perhaps, but we don't need to
get into that.

Q But was it also policy issues or approaches, or what was the friction, in a nutshell?

A Well, frankly, I think that the Senatorial Committee significantly contributed to my defeat because of their so-called issue ads. It was contrary to our strategy, the Rehberg campaign strategy. It did not help. It hurt. And, frankly, we wished that it had never occurred.

And they didn't care. They were going to do what they were going to do, it seems, whether we liked it or not. And, so, there was constant friction between our consultants and the Senatorial Committee and

1	Alfonse	and	myself.
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- Q Would you give us an example of -- do you remember any particular incident or issue that would give an example of that problem?
  - A With Alfonse and myself?
  - Q Either way.

A Well, I was able to -- you know, we had a strategy, and our strategy was run a positive campaign for me, identify who I am and why I am a better -- why I'm the alternative. First of all, in the primary, the better alternative, and then in the general election, the alternative to Senator Baucus. That's a positive campaign.

When they began running ads, it was perceived by the Montana public that I was running a negative campaign. I had no involvement. I tried to convince the media or the press in Montana I had no involvement, but the perception was there was involvement.

I ran ads of a positive nature that, frankly, D'Amato hated and let it be known in

the republican policy meetings to other
senators what an idiot I was. Other senators
came to me and said, what are you done to tick
off Senator D'Amato. I said, I don't know and
I don't care.

Q How would you characterize the purpose of their ads?

A I don't know the purpose. It certainly wasn't to benefit the Rehberg campaign, because it did not and could not.

you, Senator Baucus referred to these as cookie-cutter ads and listed the states that they were being run in and something -- of course, I didn't communicate to the Senatorial Committee or to D'Amato, but you had thought that a intelligent man could figure this out, you cannot run a New York-style campaign in Montana.

Q But you characterized their ads as intended to defeat Senator Baucus?

A I don't know the intent. And I

specifically told my staff that I want to have
the ability, after the campaign, to raise my
right hand in the court of law and state that
there was no coordination between the Rehberg
campaign and the Senatorial Committee, and that
there will be no communication and no
coordination, because I was having to fight the
public perception in Montana that there was
that coordination. And I knew the law and I
wanted to be able to say there was no
coordination, and I let that be known.

- Q Do you have written statements along those lines to that effect?
  - A No. I don't write memos.
- Q Press releases or statements --

A Yes. I think we gave you a press response or a statement should be in this information, stating the fact that there was no coordination. We can't communicate with the Senatorial Committee about that, because even if we called them and told them not to do it, that would be a communication.

And, so, I started by running a
positive ad at the end of the primary. I asked
permission from Senator Inhofe to use his
music, which was "America," one of my favorite
songs. And it was November seems a long,
long time off, but you are going to hear the
difference between myself and Max and I just
hope that you'll seriously consider it, and
that's, I understand, one of the things that
ticked D'Amato off. He thought I was too nice,
hated the music, all this kind of stuff.

And right then and there, we knew that we were going to have a personality conflict, and we did. It only got worse.

So those are the things that happened.

But shortly after then, at my first debate with Senator Baucus, I presented a clean campaign pledge saying that any charges would be done in my voice. And I guess it was, in a way, of telling the Montana public I wanted to run a positive campaign, but in a way hoping

that in memo, form that everybody else would
understand it. Whether it would be a political
action committee, who was thinking about being
involved but we didn't know that they were
going to be, that they would abide by how we
wanted to run the campaign, and the Senatorial
Committee, hoping that they would see this
campaign pledge that I had signed and go, oh,
now we get it. We are screwing up a campaign
in Montana unnecessarily.

But, I don't know whether it helped or not. It was just my attempt of stating to the public I wanted to run a clean campaign.

And that made him mad, D'Amato. I heard through the grapevine that he was outraged that I would sign a clean campaign pledge, that I had, in effect, tied their hands good.

Q Last night when you met with their attorneys, did they want to come to this deposition?

A There was a conversation that

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occurred about a month ago when they first
heard I was going to be deposed, asking to be
my attorney or represent me, and that's when
Jan said, no. You will not.

Q You have touched on this, but my next question is: So what was the role of Ladonna Lee and Eddie Mahe with regard to the NRSC, besides friction?

A Well, I have some history with this kind of an organization. In Montana, we have what's called the LCC, the Legislative Campaign Committee. It's similar to the NRCC, National Republican Congressional Committee. I had worked with Guy Vanderjack.

I believe it's the role of the party to provide services for candidates, whether they be incumbents or challengers. And in an ideal world, then, they can help you. If you don't know anything about press releases, their resource person can sit with your staff and say, this is how you structure a press release, how, where, what, when and why.

If you hire somebody like Stan, who doesn't know how to put on a special event --well, he did -- but, you know, perhaps there were some holes in his background, the Senatorial Committee or the NRS -- the NRCC or LCC in Montana, the fund-raising guy could say, this is how you structure an event.

- Q Source of expertise?
- A Yes. Yes.

And so the Senatorial Committee, you would think, could be used as a resource, and that's how I viewed them. But as it all turned out, Ladonna couldn't talk to JoAnn, and JoAnn couldn't talk Tony, and Eddie couldn't talk to any of them. And, so --

Q When you say "couldn't," you mean that the communications just -- not physically that they couldn't or weren't allowed to, but that they didn't communicate; is that right?

A We came to view them as incompetent.

And it's hard to work with somebody that you
believe is incompetent. Legal, we think they

were	legal	l, but	inco	ompetent	, beca	ause	οf	the
direc	tion	they	were	getting	from	the	tor	ο.

Q On page 3 of this exhibit under NRSC, Ladonna Lee states that she would undertake the, "care and feeding" and communication with the NRSC. Was that because this was early in the campaign that she would use what seems like -- not exactly negative -- well, maybe it is negative.

A We started getting the feeling early on that there were going to be problems between my consultants -- well, essentially, and I don't know if other candidates can say this, but Alfonse D'Amato has a pool of consultants, whether media or general consultants, that he works with. And whether he expects you to hire the ones that he likes or whatever, we didn't.

Suggestions were made that you don't want these consultants, you want these consultants. No, I don't.

So once my consultants were established, we sensed that there was going to

be difficulty between my consultants and the
Senatorial Committee. And, so, recognizing
that, we had to figure out a way to at least
slow their talking down, because you could
imagine the damage that occurred when D'Amato
stands up at the republican policy and tells
the other republican senators that some idiot
in Montana is running for office.

Luckily, I have enough friends in the Senate, senators, that came up to me and said, that's just Alfonse. Don't worry about it.

And they came to be good support for me.

But Heubusch and JoAnn just worked for Alfonse D'Amato; they take their directions, as any good staff person would.

Q JoAnn -- I mean, I'm sorry -- Ladonna
Lee goes on in the same paragraph to talk about
the fact that JoAnn -- and that's JoAnn
Barnhardt, right?

A Yes.

Q -- would work with you to get you invited to senatorial trust events, which you

1	say you did do eventually.
2	A Yes.
3	Q The next section under the heading
4	"State Party," in the second sentence she says,
5	"Our recommendation is a series of radio ads
6	starting ASAP telling MT" Montana "that
7	Max has already voted, " and so forth.
8	A That was Ladonna's recommendation
9	to
10	Q Recommendation for what the state
11	party should be doing or
12	A No.
13	Q what the NRSC should be doing?
14	A No. That was Ladonna's
15	recommendation to me that if the state party
16	did do this, this is what she would like to see
17	done. The state party did not do this.
18	Q Okay.
19	And in the last sentence, going along
20	with what you probably just said, JoAnn said

they have \$35,000 to begin the program and

could spend over 100,000. Again, referring to

21

1	the state party, or is that to the NRSC?
;	
2	A Referring to the state party.
3	Q But they did not spend that?
4	A They did not. They did not.
5	Q Okay.
6	Oh, back on the first page, I do have
7	a few more on this particular exhibit.
8	Under the blacked out section, "All
9	members of the Century Club." What was the
10	Century Club?
11	A That was a term that Stan Ullman, as
12	my finance director, coined for a group of
13	people that gave a certain amount of money. It
14	never existed. It did not occur. It's one of
15	those things that when you're planning, it
16	sounds good, but, in reality, when you run a
17	campaign, it doesn't work.
18	Q Then in the same paragraph, the
19	next-to-the-last sentence: "The two weeks
20	leading in to these events might be a good time
21	for the NRSC staff person to assist Stan."

To whom is she referring, the NRSC

staff person?

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A That's one of the resources that we thought would be made available, because, again, Stan had a wealth of knowledge about muscular dystrophy fund-raising but had not been involved in political fund-raising. And, so, we had hoped that they would help Stan understand how to raise money for a campaign.

Since these events did not occur, that help did not -- was not necessary.

Q Would she have been referring, probably, to a national staff person, or it's my understanding there were NRSC field representatives; is that correct, in Montana?

A Well, that was Wes Anderson. But they are located in Washington, D.C., I think. I'm not aware that they have people assigned in locales?

Q There were some, I believe it was in the answers to interrogatories, I understood it to say field representatives. But I misunderstood, perhaps, what that meant. I

thoug	ght	it	me	ant	a	field	offic	ce	or	sc	mething	
like	tha	at.	in	the	w e	stern	part	of	th	e	country	

A Dave Hansen is the only person I know of who works for the RNC and is located, I believe, in Salt Lake City. I don't know that for a fact.

I think the RNC has field people that live in their own home. I'm not sure they have an office. But I'm not aware that the Senatorial Committee has people --

Q So it's a field person in the sense of responsibility for a part of the country, as with Wes Anderson?

A Yes. Yes.

Q Okay.

Back on the third page under

"Research," up toward the top of the page, the

first sentence or two are blacked out, and then

it says "JoAnn Barnhardt has said Bob Potts

will undertake the rest of our research, and

she is determining when he can produce product

based on his other assignments."

1	Was Bob Potts an NRSC person?
2	A No. He was well, I guess in what
3	sense do you mean?
4	Q Paid by the NRSC to do research.
5	A Paid but not an employee?
6	Q Yes.
7	A Yes. He was a private I don't
8	think you would call him a consultant, but he
9	owned his own company.
ιo	Q So, then, what would have been the
Ll	potential arrangement or the actual arrangement
12	in terms of using NRSC research? Did you ever
13	actually use any of their research and
L <b>4</b>	A We used their book that they produced
15	based upon the official record, things like the
16	votes that Max took over the course of the last
17	22 years, press statements, whatever was
18	gathered as part of opposition research.
19	Q And it seems to indicate that they
20	were going to do some special research for you.
21	Was that

No. We saw, in talking to the

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1	senatorial, that there were areas that were not
2	complete. And they said that they were going
3	to complete that research. It was never done
4	in a timely fashion. I don't know that it was
5	ever done. It was a promise, perhaps, made and
6	then broken.
7	Q Again, this is earlier on in the
8	campaign?
9	A Yes.
10	MS. WEISSENBORN: I want to come back
11	to the concept of the research when we come
12	back to some other things, so I'll just leave
13	it for now.
14	Why don't we take a 5-minute break.
15	MS. REHBERG: Thank you.
16	(Recess)
17	MS. WEISSENBORN: On the record,
18	we'll designate this next exhibit as Exhibit 7.
19	(Rehberg Deposition Exhibit
20	No. 7 was marked for
21	identification.)
22	BY MS. WEISSENBORN:

	Q	We	have	just	desi	gnate	d as	Exh	ibit	7
a	memoi	candum	from	Mont	anans	for 1	Rehbe	rg	to	
Μc	ntana	a Edito	orial	Boar	ds, w	hich :	it is	ou	r	
ur	derst	anding	g was	the	press	relea	ase t	hat	you	
hā	ıd mer	ntione	d ear	lier	in te	rms o	f spe	lli	ng ou	ıt
уc	our po	sition	n with	n reg	ard t	o you:	r rel	ati	onshi	p
to	the	NRSC.	Is t	that	corre	ct, t	hat t	his	was	
tŀ	e pre	ess re	lease	that	you	were	talki	ng	about	?

A Yes. And that would be the only opportunity that I had to try to convince the media and the Montana public that there was no coordination.

Q Now, is it correct that this was published or was distributed later than the period we have been talking about so far? And I see a reference here to June 4, 1996. So what would be the date on this approximately, do you know?

A No, I don't know the date.

Q But does June '96 sound -- was this after the primary release?

A I don't know. There was a period of

time where the ads were running, and then the
press would call me and say, Max says this
about that ad, what's your response. And I go,
what ad? So, then, I would have contact made
with the Senatorial Committee to get me the
transcript, so I could see what the ad said, so
that I could respond to the media, to the
press.

The press, some within the press said, oh, wait a minute. You don't know what these ads say? No, I don't. It became obvious that we needed to communicate that to the media. We did that.

So sometime after the ads started, and I don't know which ad it was, we put that together to spell out our position: There is no coordination. We hear them when you hear them.

Q Okay. As we go through these, you're probably going to -- what you have just said will probably be the answer to what I'm going to ask here, but just for the record, I have to

1 do it in sequence
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A Sure.

Q Before we get to the next visit to Washington, I would to just do a few follow-up questions as to some statements that you made earlier in terms of your relationship, particularly the relationship between your consultants and the NRSC.

Can you give us some other examples of friction between, say, Ladonna Lee and an NRSC representative or Eddie Mahe?

was told by Ladonna and Tony and Eddie that there was friction. And I was told by JoAnn and John Heubusch, JoAnn Barnhardt and John, that there was friction. The only area I remember specifically was in the incomplete research, that Tony had noticed that the research was incomplete. That is the Bob Potts's reference.

And to my knowledge, that research was never completed. It was one of those

1	things that Tony identified as a shortfall in a
2	service that they were providing.
3	Q And you had characterized that as a
4	promise they made and didn't keep. Can you
5	think of any others going, sort of along the
6	same line that you were just saying, any other
7	promises that were not fulfilled?
8	A No. Because the only really the
9	only promise they made continually was that the
10	legal, financial contribution that could be
11	made in the state of Montana would be made to
12	the successful nominee, me hoping it was me.
13	That's the only promise they continually made.
1. 4	Q And they did keep that?
15	A When they did keep that.
16	MS. WEISSENBORN: Okay.
17	All right. Let's go on to the next
18	exhibit, which would be No. 8.
19	(Rehberg Deposition Exhibit
2 0	No. 8 was marked for
21	identification.)

(Discussion off the record)

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	THE	WITNESS:	: ]	I believe	in	Max's
complaint	he	referred	to	October	14th	1.

## BY MS. WEISSENBORN:

Q Right. And I think, actually, in one of the interrogatories that number got used, where it's really the 24th.

A Well, that just points out -- see,

Max Baucus uses the FEC. That's why he filed a

complaint, because it would benefit his

campaign at the time. I think he's long gone

and could care less now that he has won and

moving on.

But he is pretty good at that. He has a history of campaigning, using FEC complaints as a way of generating press. And, so, I thought it was ironic that the complaint was based upon a date that was in the newspaper that he didn't have any idea of whether it was an accurate date or not. And it was not. We never were there.

So I think I responded. I don't know if it ever got in the press. But the fact

1	that, well, I wasn't even there October 14th.
2	Baucus should know that, but obviously doesn't.
3	So, I just thought, as a side note,
4	that was kind of interesting.
5	Q How would you characterize the
6	exhibit that we just passed out?
7	A In what way?
8	Q Well, actually, do you recognize this
9	document?
10	A Yes, I do.
11	Q And it is what?
12	A It was my schedule for the October
13	21st trip.
14	Q Who put the schedule together for
15	you?
16	A It would have been Geoff Ziebart, my
17	PAC consultant, and probably Ashley Jordan.
18	Q And did you, in fact, make a trip to
19	Washington, D.C., as reflected in the schedule
20	on or about October the 20th, 21st?
21	A Yes, I did.
22	Q Who accompanied you on this trip?

1.	A Jan.
2	Q No one else from your campaign, Mike
3	Pieper or Elizabeth Bonforte or anyone like
4	that?
5	A Not to my knowledge.
6	Q Okay. This exhibit is made up of
7	actually three different parts. The first two
8	pages are the schedule. The second is a
9	section from a calendar, and the third is a
L <b>0</b>	news article. Looking at what would be the
L1	third page, the second part of it, is that your
L 2	personal calendar or where does that come from?
L 3	A No. That is not my personal
L 4	calendar. I don't know where that came from.
L 5	Ziebart. It says GZ hunting in South Dakota.
٤6	I remember Geoff Ziebart went hunting in South
L 7	Dakota. So, there would be no reason for
l 8	anybody but his schedule to put that on there.
L 9	So this would be Geoff Ziebart, my PAC
20	consultant's, to the best of my knowledge.
21	Q So, if anything that is on this

calendar that doesn't ring true to you in terms

1	0	f	dates	or	times,	please	note	them.

- Α I did meet with Mike Myers.
- Okay. Let's take them one at a time 0 here.

Sometimes your schedules and these calendar don't necessarily jive, which makes sense.

Again, what I said was, in my previous discussion, that once we got to town, sometimes just as an example, if Mike Myers wasn't available then because Gingrich said something, and he had to cover that, then I would say, okay, fit him in this afternoon. We'll bull off Don Nichols, because Don will meet with me some other time. And, so, these were always extremely fluid.

In fact, again, I don't do postmortems. When I got done with the schedule, I didn't go back and have the schedule changed to reflect, because it serves as no purpose. We just moved on.

And so, I know we had a PAC

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fund-raiser at Cy Jamison's. I'm sure it was
at that time, because those kinds of things
don't change. But whether I met with Mike
Myers at 9:30 or not, I don't know. I did meet
with Mike Myers.

Q Well, let's talk about the meeting with Mike Myers. And he is a reporter --

A Yes.

Q -- for the Hill; is that correct?

A Yes.

Q And the meeting was at the NRSC headquarters?

A Yes, they have -- we needed a place to do things, which I don't have office. And we didn't want there to be any connection with any of the elected officials and myself, as far as campaign functions. And, so, that's one of the services that the Senatorial Committee provides, is a place to light.

And that occurred as you walk in the front door, on the left-hand side, there is a little room where senators come and make phone

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calls for fund-raising for	themselves, and you
schedule that room. And I	was scheduled for a
half hour period with Mike	Myers in that little
room.	

- 0 And who would have arranged this get-together with Mr. Myers, the interview?
- Α I'm sure that Eddie, Ladonna or Tony would.
- Q Would the NRSC would have done this for you?
  - Α No.
- Q And where it says "no attend," what does that mean in parentheses?
- I assume it means nobody but me and Jan, nobody needs to go -- there are some candidates that people go with them and attend everything with them to take notes or to make sure that the candidate doesn't say something dumb, because I had been through it before. I didn't have a lot of staff.

Jan was my eyes and ears. I if said something stupid, I had to hear about it at

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So that probably meant Geoff Ziebart did not have to attend.

Q Right. Since this was his calendar, it makes sense.

A Yes. And there would be no reason for my PAC fund-raiser to sit in on a press interview.

The same with Ken Rudin of the hotline, there would be no reason. Because I had a fund-raiser later on, you would want Geoff Ziebart to be out raising funds for that fund-raiser.

- Q And not just sitting in interviews, right?
  - A Right.
- Q I was going to ask you if you had anyone in your entourage who had separate meetings with the NRSC at this point?
  - A No.
  - Q But there was no entourage?
- 22 A No.

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2	one.
3	MS. REHBERG: We are from Montana.
4	You don't have entourages in Montana. There
5	aren't enough people to begin with.
6	THE WITNESS: People are always
7	amazed that the governor and I we, one, don't
8	have security. We don't have drivers. We
9	drive our own Oldsmobile Cieras. We drive them
10	ourselves everywhere we go. And people say,
11	well, aren't you afraid. Well, if we have to
12	be afraid in Montana, it's time to move
13	somewhere else. Maybe you're afraid in New
14	York, but you're not afraid in Montana.
15	BY MS. WEISSENBORN:
16	Q In a situation, or let's take this
17	day, for example. In going in and out of the
18	NRSC, you said that the room that you actually
19	met in, physically, was right there inside the
20	door. But in roaming the halls, do you

That's usually what I did, is I would

remember just casually meeting with anybody?

MS. WEISSENBORN: At least a small

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start at the front door and introduce myself to the person sitting behind the desk, usually an intern, a young man or a young woman interning.

I was told that I was one of the few people that ever made their ways to the bowel of the basement where the research is to introduce myself to the people who were doing research. Just to let them know that I'm a living human being, I'm a person running for the Senate and that, you know, all of their work in trying to elect republican senators or re-elect incumbents is appreciated by someone, because I have been a grunt worker.

And, so, most of my visitations in the Senatorial Committee were just how you doing, what are you doing.

Q During that, not just this day, but this whole week of being in Washington -- or I guess not a whole week, but three or four days, of being in Washington and being in and out of the NRSC building, do you remember any conversations about their media campaign?

1	A Never.
2	Q Past, present or future?
3	A Never. There was never a
4	conversation between myself and the Senatorial
5	Committee about any media.
6	Q Back to the calendar, on the calendar
7	itself, page 3 of the exhibit. At 11:30, you
8	had a scheduled appointment with Steve Hart.
9	Who is Steve Hart?
10	A He is a lobbyist. I couldn't tell
11	you who he lobbies for. I believe he has got a
12	number of clients.
13	Q And the purpose of the meeting?
14	A To introduce myself, to elicit his
15	support in my candidacy on behalf of his
16	principles. And the meeting occurred in the
17	lobby. We didn't go anywhere. We didn't sit
18	at a table. We didn't go to a room. It was
19	just hi.
20	Q And the "GZ," that would be Geoff
21	Ziebart?

Geoff Ziebart.

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1	82 Q Who actually was there, apparently,
2	or at least scheduled to be there?
3	A Because it was a fund-raising plea.
4	Q And then in the afternoon, you talk a
5	little bit about a meeting with Ken Rudin of
6	Hotline. But again nobody else was
7	A Yes.
8	Q present
9	A Right. Jan was.
10	Q except Jan.
11	Page 4 of the exhibit, on the last
12	column, right under the quotation from you,
13	says, "One is a `meet and greet luncheon' today
14	sponsored by James McClure."
15	A Uh-huh.
16	Q That doesn't show up on the other
17	parts of this exhibit. Did that event actually
18	take place?
19	A October 24th? Yes, it well, it
20	did occur. Yes. But it was at his private
21	office.

And it says something about "three

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1	other people concerned with mining issues." So
2	that was an issue, a luncheon ~-
3	A A PAC event.
4	Q Okay.
5	A Organized by Geoff Ziebart for
6	fund-raising purposes.
7	Q Do you remember who the three other
8	people were or who they represented?
9	A One was Steve Simms, a former
10	senator, and no, I don't remember the other
11	people. It was strictly a PAC fund-raiser.
12	Q Okay. And would this have been paid
13	for by your campaign?
14	A Uh-huh. It would show up on our FEC
15	report. Yes.
16	Q And was the NRSC involved or planning
17	or paying for
18	A Not to my knowledge. I paid for
19	every function we had here, whether it would be
20	the restaurant, the mailing.
21	Q Okay. Then going back to the
22	schedule and the calendar. On the schedule,

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1	the event at 4 o'clock on Tuesday actually,
2	that's the 24th; the date is incorrect on the
3	schedule at 4 o'clock, was called a steering
4	committee meeting and then on the calendar, it
5	well, same thing, ST committee meeting.
6	A Yes.
7	Q The steering committee, what is that?
8	A That is a group of people who are

interested in my campaign, who would serve on a committee for the purposes of fund-raising, political action committees. And, so, they were Robert Arensberg, a friend; Jack Ramirez; Frank Dillow, who represented GTE.

They were all outside -- the meeting was held in a conference room at the Senatorial Committee, but the Senatorial Committee was not present at the meeting.

- Q No one?
- A No one from the Senatorial Committee, no.
  - Q Not JoAnn Barnhardt --
  - A There would have been no reason for

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her to be, no. It was just we needed a place
to go. I suppose we could have met in Robert
office but because the Senatorial Committee
provides space for their candidates, whether
it's me or my opponent in the primary, because
they provide that and they are centrally
located on the Hill, and they were probably
working on the Hill anyhow, we availed
ourselves of that opportunity.
O Were there any representatives of

Q Were there any representatives of members of the Senate there, like Senator Burns or --

- A No.
- Q So they were PAC representatives?
- 15 A They were PAC, yes.
- 16 Q Okay.

And you elicit from them, if possible, promises to do the certain amount of --

A Yes, the steering committee, then, becomes the helpers in Washington. Steering committee, I'm coming to Washington on -- let's

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back up and say in a previous meeting, I'm
going to be in town on October 21st, who can I
meet with to talk about my candidacy, whether
it be the mining industry, getting together the
companies who are involved in mining to talk
about my philosophy, you know, the chamber of
congress, getting together with them and some
of their membership. Building coalitions for
both support and fund-raising.
Q All right.

And that was really Geoff Ziebart's That's why he was hired.

MS. WEISSENBORN: This is going to be going back a little bit in time, but I'll introduce this as the next exhibit. This will be No. 9.

(Rehberg Deposition Exhibit

No. 9 was marked for

identification.)

## BY MS. WEISSENBORN:

According to the very top line, which Q is the fax date, this was faxed -- this is an

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the	19t	h of	Octo	ber	, an	d,	thus,	bef	ore	you	can	۱e
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befo	re	you	came	out	?							

Α No.

Did Ladonna ever talk to you from information she received from the NRSC from a pending ad campaign?

> Α No.

And you'll notice down in the middle of the contents, it says, "Possible ad targets include Senator Max Baucus." Had you had any discussions with Ladonna Lee and/or with representatives of the NRSC about including Baucus in the ad campaign?

> Α No.

Do you know whether she, Ladonna Lee, had talked with them about it?

I don't know.

Do you have any idea why they would have sent this press release to her?

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A	Oh,	we	asked	that	they	send	any	press
release	that	affe	ects Mo	ntana	a .			

Q So that was a general request that you had made?

A Absolutely. Every single press release that they put out that referred to Montana, once it became public knowledge, we wanted to see it.

We never asked to see anything in advance. We asked that we be kept informed of the existence of a press release, because once it got to the press, I might be asked to respond by the press. And if I didn't know what was put out, I couldn't respond accurately.

Q Do you remember whether there are any other press releases or other information from the NRSC you would have received as a result of that request, not necessarily involving ads, but anything else that you would have gotten before this time period or at this time period?

A I'm sorry. I don't understand.

2	a number of pieces of information like this
3	that they would have sent over at this point?
4	A Oh, I was told by the media in
5	Montana that they were being inundated by press
6	releases from both the democrats Senatorial
7	Committee and the republican Senatorial
8	Committee. I think they sent one out a day of
9	some sort.
10	Q So this wouldn't was this included
11	in your response to the interrogatories because
12	it that talks about ads?
13	A Yes.
14	Q But there may have been other kinds
15	of releases on other topics that
16	A There were hundreds, yes.
17	Q Okay.
18	A To the point of being ridiculous,
19	actually, because then the press ignores the
20	press releases, because they get them every

In other words, was this just one of

So I think I know the answer to this

Q

day.

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1	question, but I'll ask it anyway.
2	As a follow-up to this, in terms of
3	when the ads were later put together, did you
4	provide any ideas for their content?
5	A No.
6	Q Did anyone on your staff?
7	A No.
8	Q Your consultants?
9	A Not that I'm aware.
10	Q Did you provide any well, I'll ask
11	that later in terms of specific ones.
12	I think I asked this before, but I'll
13	ask it again. Before you came to Washington
14	for the October 21st and 22nd and 23rd meetings
15	and so forth, had Ladonna Lee briefed you on an
16	ad campaign that the NRSC was going to have?
17	A No. No.
18	Q So even if she received this, she
19	hadn't brought it up with you, that you
20	remember?
21	A I'm not sure if we had received this.

We probably -- whether we would have read it or

not, because we were inundated with their
paper, their press releases coming out, just as
the media was, and it served no purpose for us
strategically or getting our work done as far
as the campaign. So, I don't know whether
Ladonna would have even seen this

I'm sure that, you know, I probably received the same fax and just tossed it, because that's normally what I did with their press releases, is throw them away.

Q So in responding to the request for documents, you went to Ladonna Lee and asked her what she had?

A Yes.

MS. REHBERG: Yes. I contacted

Ladonna. So if you got anything there, that
would be responses. Which I would say was
probably beyond what I needed to do. And I did
want to clarify as far as the confidentiality,
we did have to contact the former staff people
and the consultants --

MS. WEISSENBORN: They are considered

ı	part
2	THE WITNESS: We wanted everything
3	they had, so that we could be complete in our
4	answer to you.
5	MS. WEISSENBORN: I'll ask to have
6	this next document be No. 10, Exhibit 10.
7	THE WITNESS: If I might clarify one
8	issue. You asked did we ask to have Baucus
9	included. We never did. The press accounts
10	from day one showed that the Senatorial
11	Committee considered Max to be one of their
12	most vulnerable senators, incumbents.
13	BY MS. WEISSENBORN:
14	Q In terms of timing, could you say
15	that that was true even before you came a
16	candidate?
17	A Long before I became a candidate.
18	(Rehberg Deposition Exhibit
19	No. 10 was marked for
20	identification.)
21	BY MS. WEISSENBORN:
22	O Back carlier I guage I chould not

1	have gotten away from the calendar. The
2	calendar for your visit in October noted an PAC
3	fund-raiser at the home of Cy and Linda Jamison
4	the evening of the
5	A 24th.
6	Q 24th.
7	A Yes.
8	Q Did that event actually happen?
9	A It did.
10	Q And the exhibit I just passed out as
11	No. 10 is apparently the invitation to that
12	event; is that correct?
13	A Yes.
14	Q What is your relationship with the
15	Jamisons?
16	A Well, I actually had a part in hiring
17	Cy, initially, in about 1981 to work for
18	Congressman Marlenee. He was a city
19	councilman, and worked for the Bureau of Land
20	Management in Montana. And I was doing Ron
21	Marlenee's interior work, and he was moving up

in seniority and had a position on the interior

1 | committee staff.

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And Cy was hired then from Montana to come back and do that position. He eventually became the head of bureau and land management under the Bush Administration.

- Q So he was definitely your contact?
- A Oh, yes. He is a close personal friend of mine.
  - Q The NRSC did not ask him to --
- A No. No. Nor did any of the senators. Those are all personal friends of mine.
  - Q I was interested in the box in the middle of the invitation, the address at north and V-e-i-t-c-h Street, I assume, in Arlington. Whose address is that?
    - A Probably Geoff Ziebart.
  - Q It didn't seem to correspond with his office address, I don't believe. But maybe it's his home.
    - A I don't know.
- Q Okay. I just wondered.

	^ r
1	95 A I can sure find that out, but I'm
2	sure it was Ziebart's
3	MS. WEISSENBORN: That's all right.
4	I just wanted to know.
5	And then let me have this next two
6	page to this next exhibit made No. 11.
7	(Rehberg Deposition Exhibit
8	No. 11 was marked for
9	identification.)
10	BY MS. WEISSENBORN:
11	Q Is it correct to say that oh,
12	well, these are memos to Geoff Ziebart from
13	Ladonna Lee, dated August 21st of '96, it
14	should be.
15	A Yes.
16	Q And October the 17th of no, that
17	would be '95, August the 21st, 1995.
18	A Yes, this is an incorrect date. We
19	noticed that.
20	Q Not '96, '95?
21	A I'm not running again.
22	Q So, apparently, this is right around

	0.0
1	96 the time in August that Geoff Ziebart came on
2	board to your campaign, correct?
3	A Yes.
4	Q And in the second sentence, she says,
5	"Denny is here October 20 - 25th for PAC
6	fundraising including an event." Is the event
7	she is referring to the fund-raiser at the
8	Jamisons?
9	A Yes. Right.
10	Q And was Geoff Ziebart the primary
11	person for helping them run the event?
12	A Yes. Yes.
13	MS. WEISSENBORN: And just one more
14	involving the event on the 24th. This would be
15	exhibit 24th. This would be Exhibit 12.
16	This is just to clarify who did what for events
17	like this.
18	(Rehberg Deposition Exhibit
19	No. 12 was marked for
20	identification.)
21	BY MS. WEISSENBORN:
22	Q This is a bill or an invoice,

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	9 ,
1	apparently, sent to your committee by the
2	Richardson Ziebart Company. And it appears to
3	involve the invitations, particularly for the
4	event on 10/24/95.
5	Who would have done the work for
6	things like refreshments, and I don't know what
7	else, the other parts of the expenses?
8	A We in the case of the McClure
9	event, which had food and refreshments, we
10	received a bill from that group, which we paid.
11	Q "That group" meaning?
12	A The McClure's group. He has staff
13	people
14	Q Oh, okay.
15	A that worked for him, that provide

A -- that worked for him, that provide the food, get the food laid out, the organization. And then we paid for it.

Q And in the Jamisons case, would they have taken that responsibility and then you would have reimbursed them, or was that another group --

A Well, there is a combination, because

with Cy if I would have to review the FEC
filings, but there would be a combination of Cy
paying for some of it as an in-kind, because as
a friend, he would be more than likely to ask
for an in-kind than James McClure, who I know
James McClure, but he is not going to give a
personal contribution. Cy would. In fact, I
didn't know what Cy's contribution was, but if
he didn't max out to me, I would be surprised.

So, if there was an actual out-of-pocket expense or if we went over contribution limit, we would have paid for that.

Q How big an event, approximately, would you say this event at the Jamisons' was? How many people would have been there?

A Fifty to seventy-five people in and out.

Q And they were PAC representatives?

A Not all. Congressman Marlenee and Cindy came. Linda was sick. She had the flu. So it was at her house, and she was not feeling

1	very well. Some of her friends came, some of
2	Cy friends came.
3	So it was as a challenger, it's
4	not a pure PAC fund-raiser, as you would expect
5	somebody going to Trent Lott's fund-raiser
6	would be.
7	Q But is it correct to say that your
8	campaign, except for any in-kind contributions
9	that might have been involved, paid for this
10	event?
11	A Yes.
12	Q Not the NRSC?
13	A Oh, no. I don't believe the
14	Senatorial Committee ever paid for a
15	fund-raiser for me.
16	Q Okay.
17	Were there any NRSC personnel who
18	came to the event, that you remember?
19	A No. I don't remember seeing a
20	senatorial staff member at any of my D.C.
21	fund-raisers.

Would they have provided any sort of

Q

1	mailing list, invitation list
2	A Not that I'm aware of, because Geoff
3	Ziebart, that's his job is to have the best,
4	most complete list available
5	Q In-house?
6	A In-house, yes.
7	MS. WEISSENBORN: All right. We'll
8	jump ahead in time a bit.
9	This will be Exhibit 13.
10	(Rehberg Deposition Exhibit
11	No. 13 was marked for
12	identification.)
13	MS. WEISSENBORN:
14	Q Let's see if we can get through the
15	March events, and then we can break for lunch.
16	How is that?
17	A Okay.
18	Q Again, this is, apparently, a copy of
19	a calendar, but whose calendar is it?
20	A Ziebart's again. It looks to be in
21	the same format.

Right. And then it covers the dates

Q

	101
1	of March the 18th to the 24th. Do you remember
2	exactly what day you came in on that trip?
3	A No, I don't.
4	Q Okay. It doesn't matter.
5	Just generally speaking, what would
6	you think you would have done those first three
7	days that are blacked out on here.
8	A The same thing I did every day I come
9	to town. I met with a different group of
10	people, whether it be the Jewish coalition or
11	the Christian coalition or just we referred
12	to them as meeting greats, getting to know
13	people in Washington who represent people in
14	Montana or
15	MS. REHBERG: May I interject here
16	for a moment, since I helped prepared the
17	documents. When Geoff sent us his calendars,
18	he had blacked out anything that did not deal
19	with the Rehberg campaign, so those first three
20	days, if I recall, he had blacked out
21	THE WITNESS: So I probably wasn't
22	in

+	MS. REMBERG: RIGHC.
2	MS. WEISSENBORN: Well, I was
3	interpreting this is he blacked out anything
4	that didn't actually talk about the NRSC, so
5	that he would have blacked out all other
6	meetings.
7	MS. REHBERG: No. I went through
8	and
9	THE WITNESS: This is his personal
10	calendar.
11	MS. REHBERG: eliminated anything
12	that did not deal strictly with the NRSC. But
13	it is my recollection that those dates were
14	probably blacked out by Geoff.
15	MS. WEISSENBORN: These particular
16	three?
17	THE WITNESS: Right.
18	MS. REHBERG: Just for your
19	THE WITNESS: I would not have spent
20	an entire week in Washington, D.C. I was
21	sensitive to my job, too, because I was taking

vacation time. So, chances are I came in on a

1	Wednesday night. I was here Thursday through
2	Saturday and headed home.
3	BY MS. WEISSENBORN:
4	Q So it was not really the 18th through
5	the 24? It was more like starting on the 20th?
6	You came in on the 20th, then?
7	A Probably.
8	Q Well, that's helpful.
9	A Just to answer that, there would be
10	no way I would have this much open space,
11	because when I came to Washington
12	Q So you were seeing lots of
13	A Yes. All of the days looked like
14	this.
15	Q Okay. Then that explains it.
16	All right. Then starting on Thursday
17	the 21st, according to Mr. Ziebart's calendar,
18	you had a meeting at the NRSC a series of
19	meetings, it looks like, at the NRSC between
20	10:00 and 11:15. What would these meetings
21	have been, with NRSC or
22	A Yes. It's always every trip I

made to Washington, I paid a courtesy visit,
whether it was to a group of different group
of senators or to the Senatorial Committee.
Just how you doing? I'm back in town.
Campaign is going great. You guys keep up the
good work. I'll see you later.

Q Down at the bottom of that day under -- well of the calendar here, 11:30 to 4:45, it says, "Senatorial Committee one-on-one." Is that different from what you would have done probably in the morning or what's a one-on-one?

A To the best of my recollection, I

don't know if the meeting occurred at 10:00 or

at 1:30. Again, all I ever did at those

meetings was hi, how are you? Just courtesy.

There were no formal meetings, as such, where

we would sit down and --

Q Even though it says meetings up at 10:00, they were the same kind of --

A Yes, for lack of a better way of putting it, it was I was scheduled to be at the

L	building.	And	once	in	the	build	ding,	what	ever
2	happened 1	happe	ned.						
3	Q	But	there	was	no	time	when	you	sat

down with a group of NRSC people or --

A Previously when they made the opposition research presentation to me, it was a group of people. From that point forward, anytime I would go to the senatorial, usually it would be, John's over there, JoAnn is over there. Come on, JoAnn, let's go sit down.

And we would go into a conference room and Ed Rahall made pop in and say, how is it going, and said, this is how much we raised and we feel good about our chances, and what is your opposition in the primary doing, and that kind of thing. It was unstructured.

Q Had the frictions you were alluding to earlier arisen by this point?

A There was never any friction between me and the Senatorial Committee, other than Alfonse D'Amato. I got along, I thought, extremely well with John Heubusch and JoAnn

1	Barnhardt, from a friendship sort of way. So,
2	if if I could have removed my consultants
3	from the equation, I would have worked with the
4	Senatorial Committee.
5	Q Did you try to be a go-between or
6	A Oh, no. As a candidate, I couldn't
7	do that. No.
8	Q So it was up to them to work it out
9	for themselves?
10	A I don't think they did.
11	Q Or to try to, or were going to?
12	A That's Ladonna's comment on the care
13	and feeding. There was a strategy to have
14	Ladonna contact the people she got along with,
15	and Tony contact the people he got along with,
16	and never the twain shall cross.
17	Q During these conversations that you
18	had with the various folks during these periods
19	at the NRSC on the 21st, do you remember any
20	discussion of media campaign?
21	A There was never a discussion of
22	media

1	Q Would you have gone there by
2	yourself, or did you have any campaign folks
3	with you, your own campaign?
4	A Jan always traveled with me.
5	Q But you weren't accompanied by
6	Ladonna or
7	A No.
8	No. If I'm trying to patch or
9	bridge, there would be no reason to take along
10	the salt.
11	Q Okay. On that same day at 11:45,
12	according to the calendar, you had a meeting
13	with Ken Carroll
14	A National Association of Realtors.
15	That's probably not blacked out, because we
16	were to have met at the Senatorial Committee in
17	one of their rooms downstairs that was made
18	available. Frankly, I don't think that meeting
19	occurred.
20	I did meet with Ken Carroll. But I
21	think what happened was at a later trip to
22	Washington, I jumped in a cab and went out to

	4	Q But again that would have been
	5	arranged by Geoff
i L	6	A Yes.
<u> </u>	7	Q Right? Not by NRSC?
G.	8	A Right. Geoff Ziebart.
in .	9	I used to work for the Realtors. So,
<b>1</b>	10	there was some connection between groups like
U- D-	11	that and between home builders, because I used
	12	to work closely with the home builders.
	13	I had a lot of my contacts besides
	14	Geoff. I don't think that the Senatorial
	15	Committee or Ed Rahall could have given me
	16	names I didn't already know from my own prior
	17	experience.
	18	Q And then one last thing, on that day,

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I did have a fund-raiser in the

there is a 12:00, a fund-raising luncheon at

the NRSC; is that correct? I mean, did that

his office, I believe, or I might have met him

at the Capitol Hill Club or something like

that. I don't believe that one occurred.

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happen there?

1	Ronald Reagan room, I believe it's called, on
2	the main floor of the Senatorial Committee.
3	Frankly, I don't remember if it was on this
4	trip, but I did have one, because Strom
5	Thurmond came and spoke, and Don Nichols came
6	and spoke.
7	MS. WEISSENBORN: Let me add another
8	exhibit here. This would be No. 14.
9	(Rehberg Deposition Exhibit
10	No. 14 was marked for
11	identification.)
12	BY MS. WEISSENBORN:
13	Q And is this an invitation to the
14	event you were just discussing?
15	A Yes, it is.
16	Q Okay.
17	A Amazing how this all comes back.
18	MS. WEISSENBORN: That's why we have
19	exhibits.
20	(Discussion off the record)
21	BY MS. WEISSENBORN:
22	Q So does the NRSC have like a banquet

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room	or	something	like	that,	where	one	has	this	
kind	of	event?							

Yes. It's just a room downstairs Α that they all use. I remember when I was there, the woman who was employed to fill the vacancy in Kansas, in Dole's seat, had one there. So it's just like this, they have her, an hour later, I'm in there. An hour later, Don Nichols might be in there. An hour later, somebody from Alaska might be in there.

Yes, they have a room.

0 Do you pay rent for this or is it a --

I don't know. I do know that continually during the campaign, we had to talk about contribution limits from the Senatorial Committee, so that we would be within the allowable ranges, so that we wouldn't go over.

And, frankly, I can't say enough good about my treasurer. She was thorough to the point of being a real pain in the butt. I love her dearly. I would have her again in a

() ()

1	minute. Because, frankly, I don't know that we
2	made any mistakes on our FEC report, I hope
3	not. If we did, she shouldn't be blamed,
4	because she was very thorough, and a volunteer.
5	Q So who organized this fund-raiser?
6	A It would have been Geoff Ziebart.
7	Q And who paid for it?
8	A I would have.
9	Q Your campaign?
10	A Yes.
11	Q Were NRSC personnel involved in
12	planning the event?
13	A Not that I'm aware of.
14	Q Did any NRSC personnel attend it?
15	A I would assume. That's not the right
16	word. If they were in the building, John
17	Heubusch would have stopped by, maybe JoAnn
18	Barnhardt would have stopped by. I don't
19	imagine anybody else from the Senatorial
20	Committee. But, frankly, I don't remember.
21	Q Does an event like this include

speeches or --

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ı	A Yes.
2	Q would any of them have given a
3	speech?
4	A No. Alfonse D'Amato gave a speech.
5	Strom Thurmond gave a speech. Don Nichols gave
6	a speech. Conrad Burns gave a speech. These
7	are people I have gotten to know. I know Don
8	Nichols pretty well from his help in Conrad's
9	campaign.
10	So, these are people that were there
11	on my behalf that I knew, not at the request of
12	the Senatorial Committee, because there would
13	be no reason for the Senatorial Committee to be
14	able to get a senator to come and talk on my
15	behalf.
16	Q Was this, again, a variety of people
17	that were invited, or was it mainly PAC
18	representatives?
19	A Mainly PAC representatives, or
20	individuals.

But the source of the guest list

Q

would have been what?

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1	A Ziebart's, Geoff Ziebart. Just
2	because it was held at their building does not
3	intimate that there was any help by the
4	Senatorial Committee. Frankly, if you were to
5	rely on their help, you would have very few
6	people attending.
7	Q What I'm looking for are the initials
8	"CER" that are on here.
9	A Yes, it's on the 12 o'clock.
10	Q Oh, it's on the calendar. Who is
11	that?
12	A Richardson, his partner. I never
13	dealt with him, but isn't it Ziebart
14	Richardson?
15	MS. REHBERG: Richardson Ziebart.
16	THE WITNESS: Richardson Ziebart. It
17	would have been Richardson. I met him, but I
18	don't know if I worked with him.
19	I think what happened is on the
20	bigger deals, they worked together to make sure
21	that this was a successful event, both

Richardson and Ziebart worked on it.

1	MS. WEISSENBORN: Okay. And then one
2	more thing involving that event and this would
3	be No
4	MS. REHBERG: 15.
5	(Rehberg Deposition Exhibit
6	No. 15 was marked for
7	identification.)
8	BY MS. WEISSENBORN:
9	Q This is an invoice from Richardson
10	Ziebart dated February 29, 1996, but it goes
11	back to there are references on it to the
12	March 21st, '96 event, which I assume is the
13	fund-raiser we have been talking about, right?
14	A Yes.
15	Q So Ziebart was responsible for the
16	invitation, design and mailing and so forth,
17	correct?
18	A Yes.
19	Q Now, they reference a PAC kit or a DR
20	PAC kit. You have mentioned that earlier.
21	Could you just briefly say what that was.

Yes. It's a notebook of relevant

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1	information about me and the campaign. So it
2	would include biographical history, a
3	discussion of the race, my fund-raising totals
4	to date, any relevant polling information, PACs
5	that had already contributed to the campaign.
6	It's a standard document that is produced in a
7	campaign to present me as concisely and
8	completely as possible.
9	Q This is something put together by
10	your campaign?
11	A Oh, yes. It can only be done by my
1.2	campaign, and can only, essentially, be done
13	with information I provide.
14	Q In this case, it was the Richardson

Ziebart that did the work on putting that together?

- A Yes.
- Did NRSC have any part of that?
- Every candidate does it. 19 A No. 20 Or every candidate should do it. I can't say 21 that they all do it, but they should.

Well, maybe this is MS. WEISSENBORN:

	116
1	a good time to break, and then we can get into
2	it still will be March related, March,
3	April, but why don't we take an hour.
4	MS. BUMGARNER: 1:15?
5	MS. WEISSENBORN: 1:15 is good.
6	(Whereupon, at 12:00 p.m, a
7	luncheon recess was taken.)
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(1:10 p.m.)

## AFTERNOON SESSION

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Whereupon,

## DENNIS R. REHBERG

was recalled as a witness and, having been previously sworn, was examined and testified further as follows:

## **EXAMINATION CONTINUED**

BY MS. WEISSENBORN:

Q I just had some general questions to start out before we get to these.

About your own media campaign, we know about one of the ads you wrote through this probe that you placed. But, in general, what kind of a media campaign did you have?

A Our campaign was going to be run on a positive note. And, so, what we did is we interviewed a number of -- or two different types of media consultants, and chose one that would be unique, creative, funny, because we wanted to have a light campaign. And that was kind of a strategic perception -- Fred Davis

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out of Ok	lahoma	and Cali	ifornia.	He ha	s offices
in both 1	ocation.	s. And	we chose	him	
specifica	lly bec	ause he	ran the	kind o	f media
campaign	that we	liked.			
0	And vo	u did tl	he spots	on bot	h

Q And you did the spots on both television and radio?

A Yes.

Q Was there anybody on your campaign staff who dealt with him mostly who was responsible for media, or did you deal with him directly yourself?

A Well, besides Mike Pieper, the campaign manager and myself, then Eddie and Ladonna and Tony and Jan.

Q So all of you were involved. In terms of the content --

A He did not do content. We gave him direction as to content, then he did style.

Q And was he involved in the placement of ads also?

A I don't know how to answer that. We had an advertising firm in Helena, Fifth

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Avenue, Bob Hoene, who did our placement. And,
so, I think my answer would be, no, he didn't
deal with placement. He was aware of
placement, and had to meet deadlines for
placement. But as far as determining rotation,
no

I guess rotation would involve the Q timing of which you place air --

Yes, whether on "60 Minutes" or on Α "MASH." And perhaps that is why the first ad we put on a mistake was made, because Fifth Avenue was given the directions.

And when you deal with the consultants, they come in with a standard format, and Fred Davis's standard format was to produce two versions, because he had always --I think he had always run an incumbent's campaign and Inhofe, Senator Inhofe is his uncle, and he was his advertising person. And because of his experience with Senator Inhofe, then he just automatically created one ad that had the senatorial tag and one that had the

1	Montanans for Rehberg.
2	We didn't know he had done that. It
3	was just a matter of practice for him,
4	professionally. So I guess he was light-years
5	ahead of us. We just didn't think of it.
6	Q And he would have done the NRCC, if
7	it had been a congressional
8	A I would assume so, yes.
9	Q Okay.
10	Then one other thing. Two more names
11	on the NRSC's side that show up as "field
12	staff." Phil Griffin; is that
13	A I believe Phil Griffin replaced Wes
14	Anderson, because I think where did Phil
15	Griffin live?
16	MS. REHBERG: I don't know.
17	THE WITNESS: I had contact with Phil
18	Griffin. I think he was
19	BY MS. WEISSENBORN:
20	Q Was he working here in Washington at
21	the time that you had contacted him that you

remember?

	ļ	21
1	A I don't know.	• •
2	Q Okay.	
3	The other name is Sheila Harrington?	
4	A She was the one that we referred to	
5	help Stan Ullman that she did not help in	
6	that particular instance, but did give him	
7	fund-raising help.	
8	Q And she was located in Washington?	
9	A Yes. And did travel to Montana.	
10	Q But in terms of the issue of whether	
11	or not they were field, field or	
12	A Yes. We were not her only	
13	assignment.	
14	MS. WEISSENBORN: Okay.	
15	Let's look at the ads that you	
16	brought us here.	
17	(Rehberg Deposition Exhibit	
18	No. 16 was marked for	
19	identification.)	
20	BY MS. WEISSENBORN:	
21	Q Have you seen this before, do you	
22	remember?	

1	A	Probably.
2	0	Again, at

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Q Again, at the top it shows that it was faxed to Ladonna Lee on the 16th of April, which is the same date as this press release, from the NRSC. Am I correct in remembering that you stated that these came to you automatically as a result of a request -- as part of a response to request for anything that they --

A Yes. My request came as a result of
-- I don't know if you have -- I think I saw in
here that we had produced the press release
that talked about the alpine slide.

- Q I think that's later.
- A Was it later?
- 16 | O Yes.
  - A I thought that was the first ad.
- 18 Q Hold on a second.
  - A Anyhow, the point is, yes. If there was a chance that the press was going to ask me a question about something that was happening in Montana in our race, I wanted to know about

it. If you look at the dates on the fax, in
every case, it occurred after the ads were
placed. So, this would be the first indication
we had that an ad was running and what the
content of the ad was, because, again, there
was no coordination of the ads.

Q At least on the same date. This would be the same date, April the 16th?

A Right. Yes.

MS. WEISSENBORN: Off the record for a second.

(Discussion off the record)

THE WITNESS: That was an example of when we received this. You know, one of the things I would do is say, is this true, is this true, is this true, is this true, and as it turned out, there was a question as to whether that was factually correct or not.

I mean, when we talk about incompetence, one of your basics is your opposition research better be done well.

Otherwise, don't make the charge.

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1	And, so, we would want to say, okay,
2	they are running this ad, we know it exists now
3	because we received the fax. It's out there.
4	Let's figure out what they are saying and get
5	to know it, so that if I'm asked a question, I
6	can
7	BY MS. WEISSENBORN:
8	Q Back it up?
9	A I can back it up or answer a
L <b>O</b>	question.

MS. WEISSENBORN: Just a second.

(Discussion off the record)

BY MS. WEISSENBORN:

Q Again, I know this is repetitious, but in terms of the context of one of the ads here, had you discussed possible scripts with an NRSC rep at any time?

A Never. Never.

Q And, therefore, not prior to your visit on March the 21st to Washington?

A Under no condition did we ever discuss media, content or ads.

Q	So you were	never shown language at		
the after	the fact	well, I mean, prior to		
airing?				

A I didn't even know the ads existed prior to airing.

Q And that continued to be true through the whole --

A Through the whole campaign. It became obvious to us, strategically, those ads were hurting us. We would not have wanted those ads -- we did not want those ads to be run. They obviously didn't care.

Again, I think it significantly contributed to my defeat, the tone to the ads. Even Max admits that they were cookie cutter, that the same ads were being run in other states. And, so, they couldn't have been coordinating with us, because we wouldn't write ads for Rhode Island or New Mexico -- I don't know the states. It's in the attachments.

But, no. They were poorly produced, poorly written; didn't like the tone.

- Q Aside from the content, did you ever discuss timing, the placement of the ads?
- A No.
  - Q What stations they should go on?
- 21 A No.

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22 Q On pages 2 and 3 of this package of

1	this	exhibit,	what	do	boxes	represent?
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A These are inserts from the opposition research packet that was produced that we talked about. To the extent that they went, and we thought it was incomplete, they had researched every vote and put an interpretation on that vote in that opposition research packet. These are pages that were lifted out of the opposition research packet.

Q And, then, would this go with the ad, is that how it works, how it worked? When they submitted -- not this particular piece of paper, but when they sent an ad to a station, would this go along with it, is that how --

A I don't know. I don't know. I was

-- it mattered to me, because it was

verification of what they were saying in their

press release and on their ad.

Q Right.

A But I don't know if they produced the same document.

Q So this came with the press release?

Α	Yes.
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Q Okay.

A In fact, I think it shows that, 1, 2 and 3, came as just as this. So, every time they ran an ad, to my knowledge, we received supporting documentation as to its accuracy, but never in advance of the ad, nor did we know the next ad was going to be on term limits. We did not know that.

We received this, then we knew they had an ad on the air. Then we could call the stations and ask them what the placements was, how many points they bought. But we wouldn't know that until we received this. This would be our first indication --

Q So you called the stations and got that information? You were not --

A Fifth Avenue did. Senatorial never told us anything. Our media placement person, Bob Hoene at Fifth Avenue would call the stations and ask how many ads are running.

That would give us a ballpark of what the

1	Senatorial Committee was doing, because they
2	wouldn't tell us.
3	Q And it's correct, is it not, that
4	this is the kind of research that Ladonna Lee
5	was recommending you request be updated or
6	filled at one point?
7	A Tony Payton did. Tony Payton
8	requested, you know, things like it's good and
9	fine to have a list of the taxes, but how many
10	total tax bills did he vote on over 22 years,
11	that kind of data.
12	Q And did you use this kind of
13	information when you were making up your own
14	ads? Would this have been of any use to you?
15	A The answer is we used everything that
16	we knew or had available to make up our minds.
17	There would be no reason to duplicate research.
	d .

Because it exists out in the marketplace. It's a public information. rather than re-create our own wheel -- although I had quite a hand in that, in our own internal

Right. That's true.

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strategy, because I saved things over the years
that were said or done by the senator or
myself.

So I'd hand them an idea and say,
what do you think about this as an idea, let's
kick it around, because I knew better, I think,

than any consultant the issues that mattered in this race in Montana. There just aren't that many issues.

So, perhaps, there is some duplication between us and the Senatorial Committee, strictly by accident, or in fact that there aren't that many issues to talk about. There might be duplication.

Q So there were Montana-specific issues that they never touched on?

A No. Issues that mattered to

Montanans. I don't want to leave you with the
impression that they are specific to Montana.

It's just that I know that if you vote to raise
taxes, a certain percentage of people in

Montana are going to be very unhappy about

that.	And, so	, that	is an	issue in	Montana,	
but it	is prob	ably an	i <i>ss</i> ue	in New	Jersey.	It
may not	be, bu	t				

Q But there were others that Montanans were not that interested in, that they insisted upon raising; is that correct?

A Well, the alpine slide. That's a good example of a stupid ad. Where they came up with that stuff, I don't know.

Term limits, I don't know that our polling data would have shown that term limits was more important than spending. But the Senatorial Committee came to that conclusion, independent of us, that term limits was an important issue, so they ran an issue ad. It must have had something to do with what was going on in congress. They must have had a vote. I don't know, because they didn't ask our opinion.

MS. WEISSENBORN: Okay. Let's look at the next one, which is whatever number.

MS. REHBERG: 17.

MS. WEISSENBORN: 17.

(Rehberg Deposition Exhibit

-- prior to your meeting in March or

after?

to --

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No.

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	133	
1	A I was not shown this prior to its	
2	airing in Montana.	
3	Q Okay.	
4	Did you have any input into its	
5	placement or timing?	
6	A No.	
7	Q Did anyone on your staff that you're	
8	aware of?	
9	A Not to my knowledge.	
10	Q Or a consultant?	
11	A No.	
12	Q And the same was true of the one	
13	before, that you answered the same questions	
14	the same way?	
15	A Yes. I would on all of these.	
16	(Rehberg Deposition Exhibit	
17	No. 18 was marked for	
18	identification.)	
19	BY MS. WEISSENBORN:	
20	Q This exhibit really is two parts but	
21	involves the same ad language. One is, the	
22	last three pages of it, a draft and a backup to	

it, apparent	ly. On the fir	est two pages there
seems to be	a page missing	from one page of
backup for t	he actual press	release itself.
But we are to	alking about th	ne same ad.

This is a release about an ad that was first aired on May the 8th, 1996, and I'll ask you the same questions: Did you ever see this language prior to its being aired?

A No.

Q Therefore, you didn't see it before your March meeting with NRSC folks?

A No. And, you know, now that we have got three, somewhere along in here, it became obvious to us that what Max said was true, that they were cookie cutter ads, because I was told by someone, perhaps consultants, that ads like this were being run in Nebraska or Kansas with Baucus's name crossed out and incumbent whoever in that state, put in. So these were not specific to Montana, from what I was told. These were cookie cutter ads produced by the Senatorial Committee at their request without

7	consultation	
1	COMSULCACION	

Q What efforts were made to, by your folks, either your staff people or your consultants, to get them to stop?

A I had hoped that my comment to the media, when asked about the ads -- because they do clippings of the newspapers in Montana as we did clippings of the newspapers in Montana.

And, so, my comments would be public information to the Senatorial Committee.

I was cognizant of the question of coordination. And, again, I didn't want there to be any coordination or any perception of coordination, so I did not personally communicate, nor did I want my staff to communicate with the Senatorial Committee. I had hoped that the clean campaign pledge would send even a stronger message.

MS. WEISSENBORN: Well, let's talk about the clean campaign pledge, because we haven't really up to now. Let's put this one in as a -- this is the letter, and we'll make

	136
1	this Exhibit 19, correct?
2	MS. REHBERG: Yes.
3	MS. WEISSENBORN: Why don't we mark
4	that 19, and then we can look at it.
5	(Rehberg Deposition Exhibit
6	No. 19 was marked for
7	identification.)
8	BY MS. WEISSENBORN:
9	Q This exhibit that we have marked No.
10	19, it says, "Dear Max," and it talks about a
11	pledge. Was this the pledge itself
12	A No.
13	Q or was that that was a separate
14	document, correct?
15	A Correct. It was a first document
16	that I presented to him at our first debate in
17	Livingston.
18	Q What date was that? What month?
19	THE WITNESS: Do you remember, was
20	that in the primary or the general? It must
21	have been the I don't have a clue.

MS. REHBERG: Who was that of?

1	THE WITNESS: It was the publishers.
2	It was the newspaper's association convention.
3	MS. REHBERG: That was you and Max
4	and Becky.
5	THE WITNESS: So it would have been
6	after the primary, after June primary, yes.
7	BY MS. WEISSENBORN:
8	Q Okay. So
9	A So it would have been early in June.
10	Q Were there any attempts to work
11	through the press in this regard during the
12	primary season?
13	A If there was, it would I remember
14	seeing in the documents we presented to you my
15	denial of coordination.
16	Q Do you remember what form that was
17	in?
18	MS. REHBERG: Was that the editorial?
19	MS. WEISSENBORN: Could we go off the
20	record a second.
21	(Discussion off the record.)
22	BY MS. WEISSENBORN:

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1	Q Okay. Let's go back on. And we'll
2	talk about Exhibit 19, having made copies for
3	everybody. This was the letter, and you said
4	it was a separate document that was the Clean
5	Campaign Pledge.
6	A Yes.
	i

0 So this was a three-person race in the --

> In the general. A

-- in the general?

She was an independent -- well, there was actually a four-person. She was an independent, and then there was a natural law party or something like that. So, it was a four-way race.

So the Clean Campaign Pledge, then, was signed during the early part of the general campaign; is that correct?

Α Yes. Yes. I presented it as a result of the reaction to the Senatorial Committee's ads, because I had no control. wanted the public to know I had no control nor

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139 coordination. I wanted to present something in the public fashion to state that and bring it back to some semblance order, so I presented it at our first debate after the primary.

During the primary, what was your 0 approach in terms of trying to accomplish the same end? I mean, how does it differ --

By the time the ads started running -- what's the date, April 16th -- I had my hands full with my own primary. So, at the first opportunity that I felt that I could put my attention to something else, we began addressing -- because he started running ads, as you can see, recently you have received information from their campaign making several false allegations.

I responded to his false allegations. But in April or May, I was focused on winning the primary, because my opponent, Ed Borchert, said money was not an object. He was going to spend what was necessary to win. So, I had to remain focused on Ed Borchert and Jack

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L '	menonata.	tne	otner	candidate.

Q But in terms of the involvement of the NRSC during the primary period, how did you see your relationship to them as a --

A Well, it was -- it was a different relationship, once other republican candidates filed. Up to that point, it was believed that perhaps there was going to be no other candidate. Once other candidates filed, then it was -- I was one of a group, and each would be treated fairly.

## Q By whom?

A The Senatorial Committee, as far as help and that type of thing. So if Ed Borchert had traveled to Washington, D.C., he would be allowed an opportunity to use the room for fund-raising purposes and receive the opposition research presentation and --

Q So how did you assume that the press or the rest of the outside world would view your relationship to the NRSC during the primary?

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1	MS. REHBERG: I'll object to the form
2	of question, in calling for an assumption
3	MS. WEISSENBORN: Can we go off the
4	record?
5	(Discussion off the record.)
6	THE WITNESS: I was surprised that
7	Max Baucus successfully convinced the media
8	that something existed when it did not. He
9	lied. Max Baucus lied. He knew that by law, I
10	could not coordinate efforts with the
11	Senatorial Committee.
12	I stated it. I have sworn to it. I
13	will continue to swear to it. He knows that
14	the coordination did not exist, and yet he
15	continues to make that charge. He knows he is
16	not telling the truth. But he did it for
17	political purposes. And once it once it is
18	printed the first sometime as a charge, then it
19	seems to become a fact, because he builds ads
20	based upon fabricated news articles that he has
21	fabricated. He is very good at that.
22	And, so, once he got it into print,

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that there is some perception of coordination,
he then created his ad, saying there was
coordination, which is what not true, and he
knows it's not true.

That's why then I presented the Clean Campaign Pledge, saying let's get back to being honest, Senator.

MS. WEISSENBORN: Let's go off the record.

(Discussion off the record.)

THE WITNESS: Okay. I did not think that anyone would believe that there was coordination, because there was more than one candidate for the republican nomination. There was myself and Ed Borchert and Jack McDonald. And it would come too confusing and too complex, and why were they doing it when they were doing it anyhow.

Once I became the nominee, then I felt I needed to address it, because the attack or the charge continued. And so I kept trying.

I know what I meant, but not what I

	143
1	said.
2	BY MS. WEISSENBORN:
3	Q Okay. Hold on just a second. I got
4	to get myself reorganized here.
5	A Sure.
6	MS. WEISSENBORN: Okay. So let now
7	let's move on to late April, early May and look
8	at the next exhibit, which will be No. 20
9	are we up to 19?
10	
11	(Rehberg Deposition Exhibit
12	No. 20 was marked for
13	identification.)
14	BY MS. WEISSENBORN:
15	Q Do you remember seeing this memo from
16	Ladonna Lee to your
17	A I do not remember.
18	Q Do you remember when you did you
19	make a trip to Washington on or about May 1st
20	of 1996?
21	A I don't think so, no.
22	Q Just by way of background, this was

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1	about the same time that you did a radio
2	broadcast for Pat Stinson.
3	A Yes. I see, that, Pat Stinson. This
4	is May 1st of '96?
5	Q Right.
6	MS. REHBERG: Right before the
7	primary.
8	THE WITNESS: Right.
9	BY MS. WEISSENBORN:
10	Q Well, why don't we do
11	A No, I don't remember. Do you have
12	something that might help me remember?
13	MS. WEISSENBORN: This might. This
14	will be No. 21.
15	(Rehberg Deposition Exhibit
16	No. 21 was marked for
17	identification.)
18	THE WITNESS: What trip was it that
19	we came back for the lieutenant governor
20	conference and then had to leave?
21	MS. REHBERG: That was do you
22	mind?

1	THE WITNESS: Her mother
2	MS. REHBERG: Yes. That would have
3	been in March of '95, for the military
4	governor's conference, because my mother died a
5	month afterwards, and we had to go home.
6	THE WITNESS: So there was one trip
7	and it was scheduled, everybody knew we were
8	coming, we had plans, and we ended up leaving
9	before we did anything.
10	I don't remember this conversation
11	with Pat Stinson.
12	BY MS. WEISSENBORN:
13	Q This is the radio
14	A I know Pat, but
15	Q I believe this is the radio program
16	that was cited in the one of the newspaper
17	clippings in the complaint in this matter.
18	Do you remember doing a telephone
19	interview for the radio?
2 0	A I remember doing a telephone
21	interview with Chuck Johnson, and I think that

that is in one of the documents I saw here with

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the picture that they had my name	misspelled.
I remember that conversation with	Chuck
Johnson, but I don't remember the	phone
conversation with Pat Stinson	

I did talk to Pat Stinson. I mean, I announced on his show. I was on his show quite a bit. I used to sell real estate with Pat, and now he is a talk show host. But I don't remember this conversation.

Q It's not a question of a wrong year, is it, because you had said that your first -- well, did you meet --

A No, it couldn't have been the wrong year, because I didn't announce until the Republican Convention in '95.

Q Right.

A And if this was May, this would have been before. And I did announce on his program, right before I gave my speech at the convention, but that was in June of '95. And so, no, this is probably correct. I don't remember seeing a schedule --

7	MS.	REHBERG:	We	couldn't	find	anv.
	}	TOTAL STATE	** -	COMPAN C		~ · · ·

THE WITNESS: But in answer to your anticipated question, I met every time I came to town with the Senatorial Committee as a courtesy visit.

when talking on the radio, strategically, I would not say, yes, I'm meeting with special interest lobbyists for political action purposes to raise money, I wouldn't say that. So this was probably a shorthand version of an entire schedule.

The first thing that popped in my mind was to lend myself credibility as a candidate, because I'm trying to one up my primary opponents that I am more important in the eyes of the Washington, D.C. crowd than you are, giving me credibility. This would be my shorthand version of, yes, going back to immediate with the big guys to talk about my impending victory. But I just, frankly, do not remember.

BY MS. WEISSENBORN:

7	Q Okay. Her's go back to the prior
2	memo from Ladonna Lee.
3	A Did you want these back?
4	Q No. Just leave them there.
5	On the first page, on the very first
6	sentence she says, "It appears from the NRSC
7	documentation package on its radio that in fact
8	Max did not vote for a casino and an alpine
9	slide but rather that it was from a National
10	Conference of Mayors `ready to go' book, "and
11	so forth. So the next sentence says, "So we
12	probably can't attack Max."
13	Who is the "we" she's talking about
14	there?
15	A Once we received the information
16	about the alpine slide, it seemed like it was a
17	good issue, if it was true. He countercharged
1.8	saying, it's not true. We then strategically
19	have to say, okay, now, what do we do to react
2 0	to his reaction.
21	And, so, this was a document that was

probably -- again, I don't remember seeing this

specifically, but I know that these kinds of
strategy meetings occurred, where we would say,
okay, now, we received this documentation. If
it is a fact, what do we do about it? If he
says it's not true if he says it's not true
and it is true, then let's attack here by
saying it is true.

Q And in the beginning of the next paragraph, she says, "Our best approach would be for NRSC to run radio saying that" -- he is guilty and so forth. When she says "our," she is referring to --

A The Rehberg campaign. I would say that the Senatorial Committee, one, never saw this memo; two, never heard from us as to what they ought to do. This is just internal musings of, you know, if they were smart, this is what they would do.

Q So, was she saying --

A We did not have the kind of relationship where we could call up the Senatorial Committee and say, all right, you

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1	blew it, so this is how you get yourself out of
2	it. We didn't have that kind of relationship,
3	nor would we have, because then it would have
4	been involving ourselves in something that,
5	frankly, we believe we should not have been
6	involved in or could not be involved in.
7	Q Okay. So this is sort of a best of
8	all possible words kind of statement?
9	A Yes.
10	Q Okay.
11	Then, on the second page, the very
12	first sentence, she says, "This message
13	probably does not fit into the issue
14	advertising that the NRSC can do with non
15	allocable dollars."
16	To what advertising do you think she
17	was referring?
18	A The issue advertising.
19	Q Like the ads that we have been
20	looking at?
21	A Yes. Right. And that is why we
22	specifically talked to Craig Engle, because,

1	again, I wanted to know that what we were doing
2	fulfilled the letter of the law, that there
3	would not be coordination. And, so, anytime
4	Q And I'm sorry, could you just go
5	back? What do you mean by "what we were
6	doing"?
7	A Even by questioning, you got to have
8	some person to talk to, and we didn't have a
9	campaign lawyer. We had advisors. But assumed
10	that the best person to call would be Craig
11	Engle at the Senatorial Committee and say,
12	what's legal and what's not?
13	Q In terms of?
14	A Any issue having to do with the
15	campaign. You guys make sure that what you are
16	doing is legal, and we want to make sure that
17	what we're doing is legal. So when a question
18	arises, we had to have somebody to talk to.
19	Q In that last paragraph
20	A And I think we probably also called
21	the FEC, from time to time, and ask them legal
22	questions. You might remember who we talked

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to, but I	know	on	occasi	ion,	we l	nad	tec	chnica	11
questions	that	we	would	call	. sor	nebo	dy	here	and
ask for a	n inte	erpi	retatio	on.					

Q Can you think of a -- I'm trying to think of a hypothetical question. Are you saying that -- I don't mean to put words in your mouth, but if you wanted to disagree with something the NRSC was doing, how free you were to call them up and say that? Is that the kind of thing you were wondering about?

A Yes. Can we call Craig Engle and say -- you know, without there being the charge of coordination -- who can we talk to? And that was always one of the things that when in doubt, don't. So there wouldn't be even the remotest possibility that there was coordination.

See, I cannot and could not -- to this day, I cannot define issue versus advocacy. I think I have an idea of what it is. But as far as my campaign is concerned, I wanted to run my campaign the way I wanted it

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1	to be run, from a positive perspective. When
2	these ads started, whether they were I
3	believe they were issue oriented and not
4	advocacy. But that was their thing.
5	Q In the last paragraph, right after
6	she says we need to decide what we are going to
7	do, and then she says, "Mike, Tony and I'm
8	sure she's addressing
9	A Mike Pieper and Tony Payton.
10	Q Right. Phil, who do you think Phil
11	is?
12	A Phil Griffin. Yes.
13	Q "did not believe that NRSC would
14	do the paid response."
15	What paid response, what is she
16	talking about there?
17	A In relation to the let's see.
18	Okay. This is the appropriate section, and it
19	refers back remember when I first brought up
20	the alpine slide?
21	Q Yes.
22	A That poorly written, poorly presented

ad? Once it was out there and Max responded
that, one, Dennis Rehberg is a liar, it wasn't
my ad. I didn't have any involvement in the
ad, but he tried to portray me as the person
behind the ad.

Once he did that successfully through his own paid media, because he could produce an ad and pay for it, because he had four times as much money as I did, somebody has to get somebody out of the pickle. All right.

Q Right.

A And I'm the one that's getting stuff thrown on me, but I wasn't responsible for the ad. So we communicated with the Senatorial Committee, saying, you got us into this, you get us out. And that's where, you know, our strategy was, can somebody do something? Phil Griffin stating, I'll check with Craig Engle and see if there is something that can be done.

Q So that, we need a response ad, who is going to pay for it, that kind of thing?

A Yes. Yes. Why should we spend our

	4	Q What was the outcome
	5	A Nothing.
Ū V	6	Q In terms of this par
Ē,	7	A Nothing was done. W
	8	to take the hits for the ads,
हुन : 	9	Campaign Pledge, the letter to
	10	to get to the media saying
	11	it was a real fear that every
	12	a cheat, a liar, guilty of som
	13	benefit accrued to my primary
	14	Borchert, which is I'm sure wh
	15	was, guilt by association, whi
	16	true, but was trying to slip b
	17	Montana.
	18	MS. WEISSENBORN: I
	19	break for just a moment, pleas
	20	to double-check something that
	21	earlier.
	22	THE WITNESS: Sure.

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Q What was the outcome of all this?
A Nothing.
Q In terms of this particular issue?
A Nothing was done. We just continued
to take the hits for the ads, thus, the Clean
Campaign Pledge, the letter to Max, the attempt
to get to the media saying and at this time,
it was a real fear that every time he called me
a cheat, a liar, guilty of something, that the
benefit accrued to my primary opponent, Ed
Borchert, which is I'm sure what Max's strategy
was, guilt by association, which he knew wasn't
true, but was trying to slip by the people of
Montana.
MS. WEISSENBORN: I would like to
break for just a moment, please, because I want
to double-check something that was said
earlier.

hard earned fund-raising capital responding to

something that we didn't know was going to be

done that wasn't our fault?

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MS. WEISSENBORN: Why don't we take five minutes.

(Recess)

## BY MS. WEISSENBORN:

Q Just going back to the memo from Ladonna we were just talking about. Let's follow a little bit up on that last paragraph, where she suggests talking to Craig Engle, the counsel at the NRSC about this whole issue of response. Do you know whether there ever was such a discussion with Craig?

A I do not know.

Q And, therefore, you wouldn't know who, if anyone, talked to him or --

A Phil might have. But the question was, as I stated before, you guys created a problem, what can be done to fix the problem, being cognizant of allocable or nonallocable funds, because they made the promise that I would receive X amount of dollars.

Now, when I make a request to them, and they say we'll fix that, and then I get a

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- Q Your available NRSC funds?
- A Yes. The ones that were available to all the states based on population. I think you established those limits.
- Q Yes. It was based on formula, then, yes.
  - A Yes.
- Q Do you have any idea why nothing was ever done, as far as you know? You said that, right, that you don't believe anything ever came of it?
  - A Nothing ever became of it.
  - Q Do you have any idea why?
- A Again, I don't think they cared whether we agreed with their program or not.

  By then, they probably had moved on to

1	pick up the pieces.
2	Q Okay. Let's go on to another one of
3	these.
4	This is an NRSC press release dated
5	May the 12th of '96, talking about a new ad.
6	Do you remember seeing this particular one?
7	A I do not.
8	(Rehberg Deposition Exhibit
9	No. 22 was marked for
10	identification.)
11	THE WITNESS: Was this radio or
12	television?
1.3	BY MS. WEISSENBORN:
14	Q This was television.
15	A I believe I saw the ad. I didn't get
16	to watch a lot of T.V. right about now.
17	Q I was going to ask whether you had
18	seen this script before you went to Washington
19	on May the 1st or whatever
20	A No.
21	Q but you still don't remember

whether you had seen any --

1	A Well, I didn't see any of these
2	scripts.
3	Q any of them of the scripts, okay.
4	This is another small point, but on
5	the second page, which is apparently the draft
6	of this. It was sent over to I guess to
7	Ladonna, although her name doesn't appear on
8	this fax number at the top, but on May the
9	22nd. Do you have idea why it would have been
10	so much later?
11	A No.
12	Q But the bottom line is that, is it
13	correct, that you had not seen this before you
14	saw it on television?
15	A Did not. Did not.
16	Q And did you have anything did you
17	or your campaign have any input into when it
18	was run and where?
19	A No. I don't even know who did their
20	buys.
21	MS. WEISSENBORN: Okay. This is No.

23.

1	(Rehberg Deposition Exhibit
2	No. 23 was marked for
3	identification.)
4	BY MS. WEISSENBORN:
5	Q Okay. This is apparently the script
6	of another TV ad. It doesn't have the date on
7	it, except the date of May the 22nd as a fax
8	date. Do you remember seeing a television ad,
9	a short one with this
10	A I remember seeing the ad, and I
11	remember it because it was short. I had not
12	ever seen a 10-second ad before. So I thought
13	it was interesting. I didn't know what the
14	strategy was, but it sticks out in my mind,
15	yes.
16	Q Did you have an indication that it
17	was coming before
18	A No.
19	Q the fact?
20	A No.
21	Q And you never saw the script; is that

correct?

	101
1	A I did not.
2	Q Did you have any input into doing
3	some shorter ones versus longer ones?
4	A No. Once I saw this, I asked my
5	consultant the question, what is the strategy
6	of doing 10-second spots, and my consultants
7	don't believe it's a good expenditure of funds,
8	which it is not. It was a waste of money, but
9	again, they didn't ask our opinion.
10	MS. WEISSENBORN: All right. Another
11	one. This would be 24.
12	(Rehberg Deposition Exhibit
13	No. 24 was marked for
14	identification.)
15	BY MS. WEISSENBORN:
16	Q This is an NRSC news release
17	concerning another ad to be aired beginning on
18	May the 28th, 1996. No. I believe it on
19	Friday, so I believe that came out to be the
20	31st, when I looked it up.
21	A I'm sorry?

I think that the date is wrong.

Q

1	A Is wrong?
2	Q It says on Friday, it was released on
3	Friday, and this was Tuesday. So, it must have
4	been released on the 31st.
5	A Okay. All right. So we didn't get
6	it right away.
7	Q Do you remember seeing this
8	A I do not.
9	Q the script before it was released?
10	A No, I did not see the script before.
11	Q As far as you know, did anyone
12	connected with your campaign see it?
13	A No, they would not have.
14	Q It says it looks like it went to
15	Ladonna Lee. Did she
16	A It was passed around in her office.
17	Q Oh, that's what that is?
18	A Yes. Ashley Jordan is "AJ," Ladonna
19	Lee, "LYL," "AE" would be I don't know.
20	Q But did they pick up the phone and
21	call you and say, hey, there is a new one

coming out?

1	A Oh, I'm sure I probably received the
2	same fax, because they had a fax list that
3	said, every time they did something, they would
4	just punch it out.
5	Q Oh, so you were on the same mail
6	list, so to speak, as Ladonna?
7	A Yes.
8	Q Oh, okay.
9	A I just didn't save any of it, because
10	I don't like paper.
11	Q Oh, that's right. You said that.
12	A So, yes, I would have received the
13	same correspondence, and it would have been
14	okay, here we go again.
15	And I would start the process, and
16	they would start the process, is it true, what
17	can go wrong with this one? Are we going to
18	have to defend ourselves?
19	Q And that was part of Ladonna's role,
20	was to go down the script and
21	A Oh, anybody in the campaign would do

down and look at anything that was put out by

	1 ( )
1	us, by anyone else, by Max.
2	Q But in terms of in addition to
3	content, timing, placement, did you have any
4	role in that?
5	A Never.
6	Q Anyone else in your campaign?
7	A No.
8	Q Did any consultants have any
9	A No.
1.0	(Rehberg Deposition Exhibit
11	No. 25 was marked for
12	identification.)
13	BY MS. WEISSENBORN:
14	Q Okay. This next one is a release on
15	Friday, May the 31st, 1996, for the TV ad
16	beginning that same day. Had you ever seen
17	this one before it had you seen this script
18	before it aired.
19	A No. But I thought it was a cute ad.
20	Q Different.
21	A This was a play off of "Mission
22	Impossible," and I understand this ad ran in

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1	other states. Well, I think they all did.
2	Again, cookie cutter, I think they all ran
3	somewhere else.
4	Q Did you ever discuss this ad with
5	anyone at NRSC?
6	A No.
7	Q And as far as you know, did anybody
8	on your staff
9	A No.
10	Q Any consultant?
11	A No.
12	Q Did you have any input into the
13	timing or the placement?
14	A No.
15	Q One more.
16	A And we'll talk about this, but that's
17	why this was put together, to give us an
18	indication of who was doing what, where and
19	when.
20	(Rehberg Deposition Exhibit
21	No. 26 was marked for
22	identification.)

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## BY MS. WEISSENBORN:

Q This is an ad dated June the 21st,

1996, a script of a new television ad beginning
that day. On the first page, does the script

look familiar?

A It does not.

Q It is June the 21st, so this is into the general campaign?

A Right.

I don't remember seeing this ad on television. I'm sure it ran. I just was doing other things by then.

Q And then the next two pages are the research backup, correct, of the various statements that are made in it?

A Yes.

Q Okay. And did you have any input into the script --

A No.

Q -- and into the time or the placement?

A No.

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1	Q Did anyone in your campaign?
2	A No.
3	Q Any consultants?
4	A No.
5	MS. WEISSENBORN: All right.
6	(Rehberg Deposition Exhibit
7	No. 27 was marked for
8	identification.)
9	BY MS. WEISSENBORN:
10	Q Okay. You recognize this chart?
11	A Insomuch as I saw it for the first
12	time yesterday or the day before.
13	Q Do you know who put it together?
14	A I was told that Mike Pieper put it
15	together.
16	Q So it was a product of your campaign?
17	A Yes.
18	Q And what was the purpose?
19	A The purpose was to give us an
20	indication of the ads that were being run, what
21	was in the marketplace on these dates, who was
22	doing what. I assume the most important thing

on these charts were Rehberg and Ed, as Ed
Borchert, my primary opponent, because at this
point, we were focused on that he was trying to
build up name ID.

And, so, it's important for us to know what he was doing, was it necessary for me to respond through paid media, and at the same time what's Max doing, what's the senatorial, what have they done so far?

And the May 13th, 800 points, that would have been as a result of Bob Hoene calling around saying, who do you guys out there. The only way you'll find out what Max is running, you don't call Max and ask them.

You call the station and say --

Q What do they mean by "points"?

A That's gross rating points. It's the volume of viewership for an ad. So if you buy "General Hospital," you're going to get maybe 200 gross rating points. If you buy "Jeopardy," you may get 300. If you buy "ER," you may get 600. It's frequency of placement

1	and quality of time.
2	Q Okay.
3	Is it correct to say that the ads
4	listed under the NRSC are the same as the ads
5	the earlier ads that we have addressed in
6	this deposition, the first four that we looked
7	at?
8	A I don't know that for a fact, but it
9	would be logical.
10	MS. REHBERG: Do you want him to
11	compare those?
12	THE WITNESS: We can do that if you
1.3	wish.
14	Yes, the first one is correct, April
15	16th.
16	Let's look at April 26th.
17	Sixty-second radio, Max voted for the water
18	slide. Yes, that's correct.
19	May 5th, I voted for spending. Yes,
20	that's correct.
21	May 13th, TV, 1974 ad. Yes, that is
22	correct.

So	this	was	done	after	the	fact
ВУ	MS. Y	WEISS	SENBO	RN:		

Q And the title of this chart is "1996 Montana Senate Race Media Buys." What do you think the relationship is between these ads and that title? I mean, would you say that they come within -- that they belong under that type of heading? You said earlier that you were convinced they were issue ads.

A Well, these are media buys. It wouldn't matter whether they were advocacy issue, positive ID. It's just who's buying what in this time frame. What's out there.

Q So you're looking at the -- as far as you were concerned, your campaign was looking, I guess, as a time period, not content or purpose of the ads, but just who was running what, when?

A And how many points, what kind of impact is it having? You know, you look at this and say, okay, Max, for -- Max for one, two, three time periods or three weeks was

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running a radio ad calling me a liar and that I

was guilty of something. I have to determine

what the impact of that is.

If it wasn't on this chart, I wouldn't be able to say, okay, boy, three weeks worth of time, gee whiz, that's killing me.

But at this point, I wasn't focused on Max at all. I was focused on Ed Borchert, in this time frame, because I had a June primary, and so, I looked at what he was doing, checking our polling data, and saying, okay, his numbers have changed here. I better run a radio ad here.

Q And you hadn't run any radio ads up to then?

A No.

Q Or any ads?

A I hadn't run any ads, strictly based on money and strategy, do I take this guy seriously or not. I would have not run this, if he hadn't run this.

I wouldn't have to write a Clean

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2	MS. WEISSENBORN: Okay. I think
3	that's all that I had for right now. But we
4	would like to talk a little bit to make sure we
5	covered everything. And then you have an
6	opportunity, if you would, to ask anything or
7	to
8	MS. REHBERG: I might have one or
9	two.
10	(Recess)
11	BY MS. WEISSENBORN:
12	Q I guess I would like to just go back
13	on. And I would like to clarify just so we
14	understand where you're coming from a bit.
15	The way we read this chart heading
16	was that these were all senate race media buys
17	of varying sources and that sort of thing. You
18	said that your understanding is that the NRSC
19	ads were "issue ads." I guess how would you
20	define an issue ad?

Campaign Pledge, if they hadn't have done this.

to whether they were advocacy or issue. I

Well, I watched the debate unfold as

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don't believe they could have been advocacy,
because they certainly weren't done to benefit
me or my candidacy or Ed Borchert's candidacy,
because this wasn't the primary. And whether
it was to specifically get people to vote
against Max Baucus, I don't think it did that,
either.

I think that they were talking about, as I watched the ads, Max Baucus's either record in relation to something that was happening in Congress -- I wasn't paying attention that closely to what was happening in the Senate.

So when they talked about the balance budget, I assumed there was a vote coming up on the balance budget that they were trying to get the public to understand that he was on the fence and tell him to vote for the balance budget amendment.

Q But you also said, I believe -- I'm just paraphrasing -- that you view them as having been a factor in your not winning; is

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- A Yes. I think that hurt me.
- Q So in that sense, do you think they influenced the election, the ads?
- A The Senatorial Committee would not agree with me as to whether they were an influence on my campaign or not. That's my personal opinion.
  - Q What do you think they would say?
- A I would think that they would say what they have been saying, that they were addressing the issue of the day, trying to garner votes in the Senate on the issues, on the balance budget, on term limits and such.
- I -- I just don't know enough about the definitions of issues and advocacy --
- MS. BUMGARNER: They're still working on them.
  - THE WITNESS: I don't know. That's just an opinion. And, certainly, the Senatorial Committee probably would not agree, but we just didn't get along.

MS. WEISSENBORN: Mrs. Rehberg, do

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	Q	And,	Denr	nis,	you	have	be	en	involv	red
in	politi	ical p	party	acti	viti	es f	or	a	number	of
yea	ars; is	s that	acci	ırate	?					

A Yes.

Q Well, how long would you say you have been involved in partisan activities and --

A Well, as long as I can remember.

Q And in your experience, when there is competition in a republican primary, what position does the party take with respect to the candidates in that primary?

A At the county, the state and the national level, out of fairness, they do not take a position on candidates. They remain neutral.

Q Did you have any indication during your primary campaign for the U.S. Senate that the NRSC had departed from that practice at all?

A Absolutely not.

Q Do you know, Dennis, who actually developed the NRSC issue ads which we have

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discussed	during	your	deposition	today?
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A No.

Q And do you know who placed the NRSC issue ads which we have discussed today?

A No.

Q Were any of the ads placed or developed at your request?

A No.

Q Were they placed or developed at the request of any of your staff or consultants, to the best of your knowledge?

A No.

Q To the best of your knowledge, did you or any of your staff or consultants have any discussions concerning the placement or development of ads, other than the discussion with Phil Griffin and Craig Engle that was indicated in the memo dated April 30, 1996?

A No. Other than I mentioned earlier in the deposition, that after I ran the America ad, Alfonse D'Amato stated it stunk. Is that consultation? He didn't like it.

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	Q	And :	just	for	clari	fica	tion,	agair	ì,
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Α No.

Do you think the NRSC intention -- do Q you think the impact that you have discussed on your race, do you think that was an intentional impact on the part of the NRSC? Let me rephrase.

Do you think the NRSC intentionally planned to negatively impact your race?

> A No.

Do you think the NRSC coordinated with Max Baucus in affecting your race?

A I couldn't do that to them. No, they did not.

So, to the best of your knowledge, 0 Mr. Rehberg, was there any coordination by yourself or any candidate for the U.S. Senate with the NRSC concerning these advertisements?

1	A No.
2	Q Would you have any reason to believe
3	that there was any coordination with any other
4	primary candidate?
5	A No.
6	MS. REHBERG: I think I might be
7	finished.
8	BY MS. REHBERG:
9	Q Just one more question, so you have
10	one more opportunity to say no.
11	Did you have any involvement
12	whatsoever with any of the advertising
13	conducted by the National Republican Senatorial
L <b>4</b>	Committee.
15	A No.
16	MS. REHBERG: Thank you.
17	MS. WEISSENBORN: Well, that
L 8	concludes our deposition. It's our practice to
L 9	keep depositions open. It's very remote that
20	we would need to talk to you again.
21	THE WITNESS: Okay.

MS. WEISSENBORN: But just in case,

	2	MS. REHBERG: Can we go off the
	3	record now?
	4	MS. WEISSENBORN: Yes.
<u>ķ.</u>	5	(Whereupon, at 3:05 p.m., the
t <sub>a</sub>	6	deposition of DENNIS R. REHBERG
	7	was adjourned.)
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we don't close them.

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#### CERTIFICATE OF NOTARY PUBLIC

I, SHERRY C. KNOX, a Notary Public in
and for the District of Columbia, before whom the
foregoing deposition was taken, do hereby certify
that the witness whose name appears in the
foregoing pages was duly sworn by me; that the
testimony of said witness was taken by me in
shorthand at the time and place mentioned in the
caption hereof and thereafter reduced to
typewriting under my supervision; that said
deposition is a true record of the testimony given
by said witness; that I am neither counsel for,
related to, nor employed by any of the parties to
the action in which this deposition is taken; and
further, that I am not a relative or employee of
any attorney or counsel employed by the parties
thereto, nor financially or otherwise interested
in the outcome of the action.

Sherry C. Knox,

Notary Public in and for THE DISTRICT OF COLUMBIA

My commission expires: July 14, 2001



#### FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463



#### CONFIDENTIALITY ADVISEMENT

Since this information is being sought as part of an investigation being conducted by the Federal Election Commission, the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation. You are advised that no such consent has been given in this case.

)	9/19/29
(Signature)	(Date)
Cons 2 Follora	10/5/55
(Print Full Name)	(Date of Birth)
516 54 2123	406-651-0292
(Social Security Number)	(Telephone Number)
4401 Huy 3, Billia	MT 59106
(Address including Street, City, State, an	d Zip Code)

## STATEMENT OF CANDADACY

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#### DESIGNATION OF PRINCIPAL CAMPAIGN COMMITTEE

Tereby designate the following named political committee as my Phinopal Campaign Committee for the 1996 associonis

NOTE. This designation should be filed with the appropriate office listed below

Montanans for Relberg

PO BOX 6547

Helena NAT 59604 - 6547

#### DESIGNATION OF OTHER AUTHORIZED COMMITTEES

INCLUDING JOHN FUNDIBUTE RESPONSERATIONS

Twitte auminize me tokowing named committee which is NOT my principal campaign committee. to receive and expend funds

MOTE This payonation should be had with the principal campaign committee

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D Address number and stroogs

NA - State and I h Code

Deposition On Richburg Date: 1/1/197 Sherry C. Knex, Count Proposition

on that I have examined this Statument and to the boot of my knowledge and behalf it is true correct and complete

Di-Callana

July 1, 1995

W/7E Submedian of talks amenature or magnetic information may subject the person septing the Statement to the paradius of 2 U.S. . 14 :

CAMBIDATES FOR THE OFFICE OF:

Promoters made to:

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Federal Election Commission

U.S. Senete med to:

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Washington DC 20510-7116

U.S. House of Repreconstitues mail to:

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1836 Longwerth Office Reig Washington DC 20815 6612 Por burther intermetion contact:

Federal Electron Commusition Too free 800/426-9530 Local 202-219-3420

FEC FORM 2

### STATEMENT OF ORGANIZATION

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SCHOOL B Operating Empenditures Any info. copied from Reports or Statements may not be sold or used by any person for purpose of collecting contrib. or for commercial purpose, other than using mame a addr. of a political comm. to solicit from a Full Mane of Committee: Montages for Rebberg C00303982 A. Full Name, Address, Tipode Purpose of Disburscoest Date Dicheree Petroleum Club, Inc. 02/03/96 155 - 17th Street, 03700 Pundraising **2301.69** Denver, CO 80202 . . spurs for: P ... Name, Address, lipcode Purpose of Disbursement Date District the Photography 1043 Helena Avenus Printing & Reprod 02/09/96 -e ena. MT 59601 Listing for: P F.11 Name, Address, Zipcode Purpose of Disbursement Date Disburse Winters Secretary of State Piling foo 02/20/96 \$1336.00 .et.to. Building ~ He.ena MT \$9620 Trabura for: P F... Mame, Address, Sipsods Purposs of Disbursement Data Disburce Tory Payton & Associates, Ltd. Professional expenses 03/15/96 \$1441.55 1636 South Lynn St. Ar. - 450n, VA 22202 Distura for P : '.ll wame, Address, lipcods Perposa of Disbursement Date Disburse Moore Information 236 Massachusetts Ave. FE, Professional fees 03/15/96 \$2000.00 Westington, DC 20002 Disburs for: ? 7. Pull Mame, Address, Siposés Parpose of Disbursament Date Disbursa Holiday Inn/Great Falls 400 10th Avenue fouth Fundraising 03/15/96 \$355.80

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SCHEDULE B Operating Expanditures ITEMIZED DISSERBERENS Page

Page 1100 member: 17

Any info. copied from Reports or Statements may not be sold or used by any person for purpose of soliciting contrib. or for commercial purpose, other than using name & scdr. of a political comm. to solicit from some.

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SUBTOTAL of Disbursements This Page	\$14516.64
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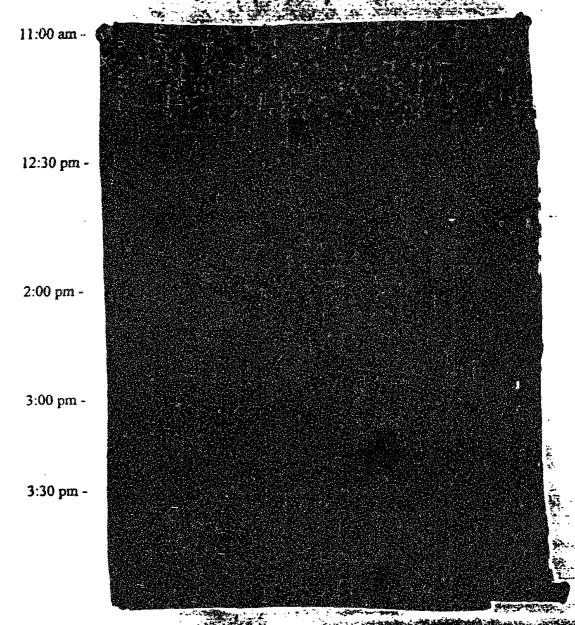
Denny Rehberg Sunday ~ July 16<sup>th</sup> Den Chberg

9:00 am
5:30 pm

Noy

# Denny Rehberg

Monday - July 17th



5:30 pm - Meeting with Senator Alfonse D'Amato 1995 (ph)202-224-6542 (Hart) Contact: Beth Walker (@ NRSC = (ph)202-675-6036)

# Denny Rehberg Tuesday ~ July 18<sup>th</sup>

8:00 am -



9:00 am - NRSC

Meeting with John Heubusch (Executive Director)

425 2<sup>nd</sup> St., NE

(ph)202-675-6000

20002

Contact: Wes Anderson

9:15 am - N

Meeting w/ We

Wes Anderson (MT Rep, Coalitions Director)

Ed Rahall (PAC Director)

Gordon Hensley ( Communications)

JoAnn Barnhardt (Political Services Director)

Greg Striple (Polling)

Precilla Russo (Financial Services)

at NRSC - for presentation on Op-research

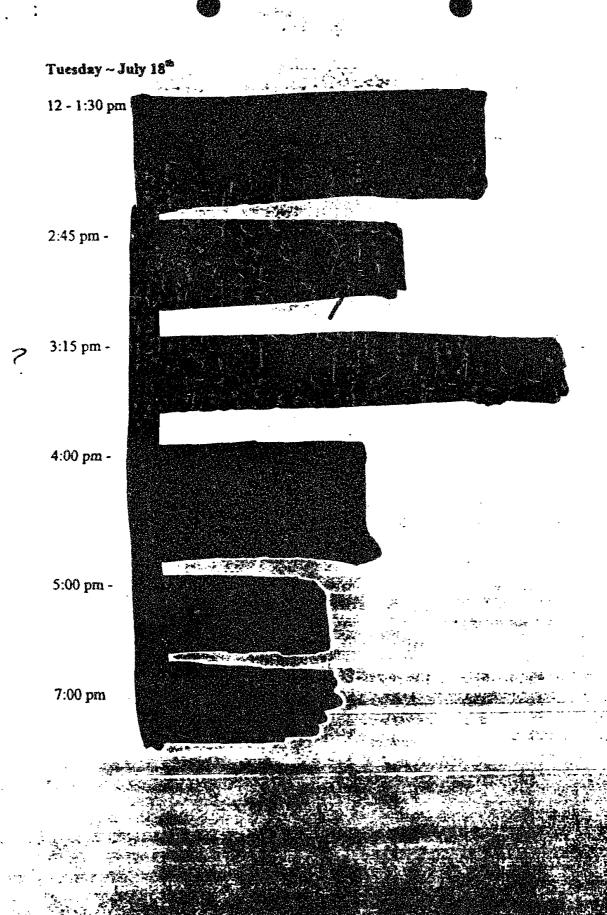
425 2nd St., NE

(ph) 202-675-6000

Contact: Wes Anderson







# Denny Rehberg Wednesday ~ July 19<sup>th</sup>

9:15 am -

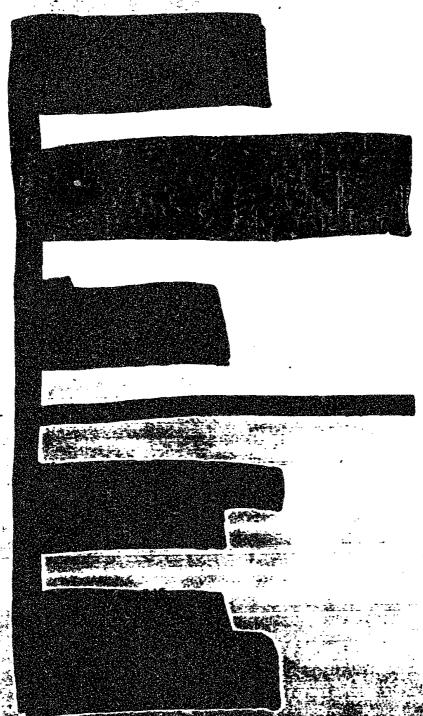
10:30 am -

11:30 am -

12:00 pm -

2:00 am -

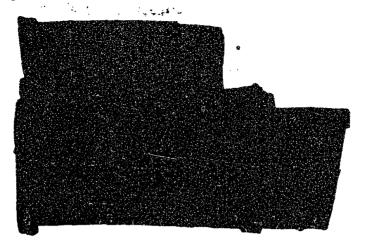
3:30 pm -



## Wednesday 19<sup>th</sup>

5:00 pm -

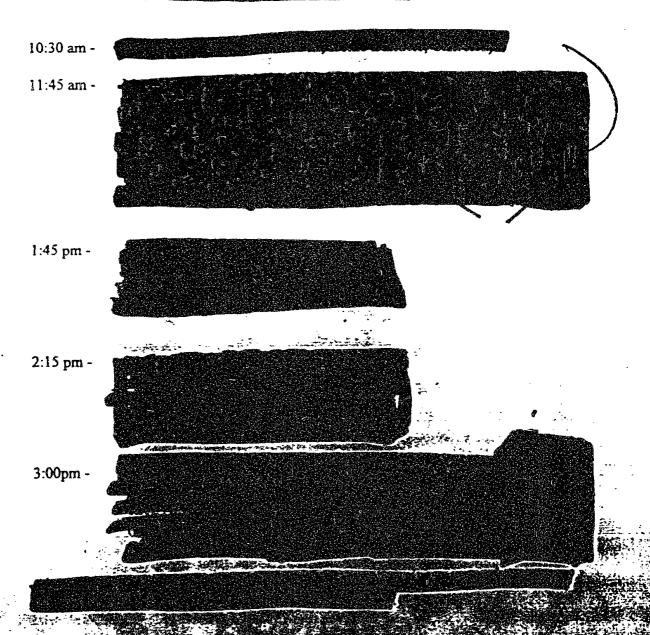
6:30 pm -



## **Denny Rehberg**

# Thursday ~ July 20th





# THE EDDIE MAHE COMPANY

aliala) hera

To:

Geoff Ziebart

From:

Ashley Jordan

Date:

September 19, 1995

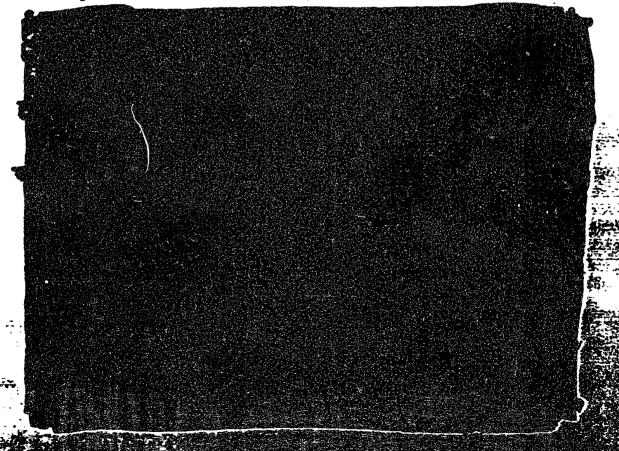
Subject:

PAC Event and other things of importance

CC: Denny Rehberg, Jan Rehberg, Will Brooke, Tony Payton and Ladonas Lee

Per our discussion, enclosed is Densy's schedule during his last visit to Washington. All the appointments were either set up by Robert Arensberg, Wes Anderson of the NRSC or me, so if you have any questions, just let me know.

A few things:



Finally, I'd like to set up a meeting with Priscilla Ruzzo of the NRSC (she's the PAC person) and lets
figure out what they are willing to do for Denny on their end. Also, lets schedule a conference call this
week with Jack Ramirez and Robert Arensberg. I'll set it up.

den bro de la companya de la company

TV/APPROPRIES

TO:

Rehberg Team

FROM:

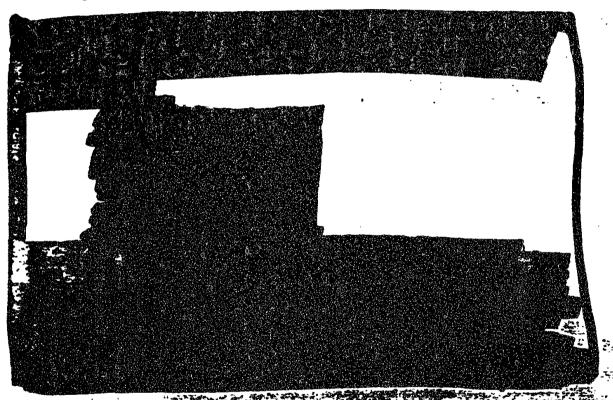
Ladonna Y. Lee

RE:

Update

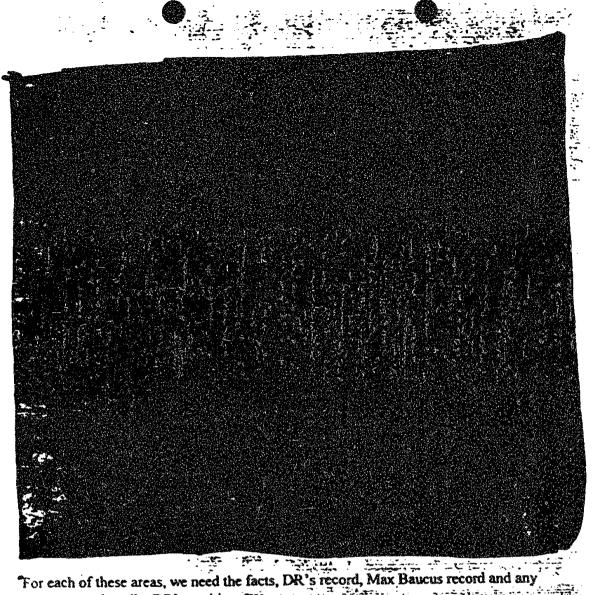
Following is a brief recap of our meeting in Montana on Sunday as well as conversations with the NRSC, etc.

#### Fundraising



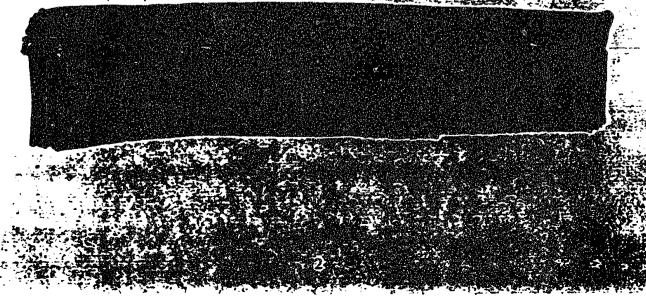
All members of the Century Club and other key leaders in the Rehberge team should be invited to a Christmas open house keyed to geography. This is not a but will give the Century Club members motivation to meet their goal by the time of the event(s). The two weeks leading in to these events might be a good time for the NRSC staff person to assist Stan. (Joanne agreed she could as well as assisting on the Denver event)

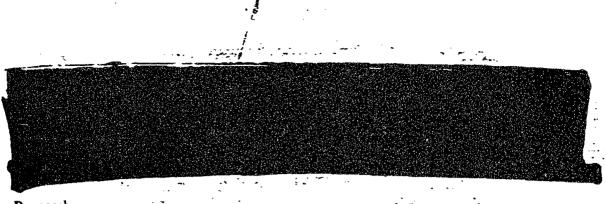
Baucus



vignettes to describe DR's position.

This research needs to be complemented by the other requests to the NRSC to complete the Baucus research for his entire legislative history (see research memo)





#### Research



Joanne Barnhart has said Bob Potts will undertake the rest of our research and she is determining when he can produce product based on his other assignments.

#### **NRSC**

Ladonna will undertake the "care and feeding" and communication with the NRSC. DR will communicate regularly with Highbush and JoAnne. I met with Joanne for lunch. She will work with us to get Denny invited to the Senatorial Trust events so he can begin working on major donors around the country.

#### State Party

The party is going to undertake a message program showing MB out of touch w/Montana. Our recommendation is a series of radio ads starting ASAP telling MT that Max has already voted against their cut in taxes, reducing government, etc. The message will then be adapted depending upon the news cycle. JoAnne said they have \$35,000 to begin the program with and could spend over \$100,000 between now and the beginning of the year.

Deposition of Richberry Deposition of Richberry Deposition of Reposition

TO: Montana Editorial Boards FROM: Montanans for Rehberg RE: Max Baucus campaign tactics

Recently you may have received information from the Baucus campaign making several false allegations against the National Republican Senatorial Committee and the Montanans for Rehberg Committee. We are providing the following information for your consideration as you review the Baucus material.

1. Max Baucus is the only candidate in the Montana Senate race who has launched a campaign of character assassination.

In both radio and television ads the Baucus campaign has used false and in some cases totally fabricated newspaper quotes to imply that Denny Rehberg has done something illegal or dishonest.

In a television commercial currently running in Montana on behalf of Max Baucus the words "backed by illegal contributions" appears on the screen with an implied reference to Denny Rehberg. In the same commercial the words "pushing for tax breaks to the rich" appears with an attribution to the Bigfork Eagle, May 29, 1996. At no time have these words appeared in the Bigfork Eagle. Again, in the same commercial the words "while fighting against a minimum wage" appear on the screen with attribution to the Billings Gazette, May 12, 1996. And again nowhere in the Billings Gazette does it say Denny Rehberg is fighting against the minimum wage.

2. Max Baucus claims ads being run by the NRSC are illegal, but has no facts to justify this claim other than his own opinion.

The U.S. Supreme Court has heard a case concerning exactly these type of issue advocacy commercials and is expected to rule in the next few weeks. This Supreme Court decision should put to rest Senator Baucus' concerns. If the court upholds the ruling of the Federal District Court in Colorado there is no reason for these NRSC ads to be pulled. This is a free speech issue. Even Max Baucus should recognize that you cannot deny Montana Republicans from expressing their opinion of the Baucus voting record, no mater how embarrassing that record may be.

3. Max Baucus continues to make false statements concerning the 1988 Burns Senate Campaign. In a television interview June 4, 1996 Senator Baucus says "blah, blah, guilty of illegally diverting out-of-state campaign contributions." This is a reference to a frivolous complaint filed by Kelly Addy and the Montana Democrat Party against the National Republican Senatorial Committee and the Montana Republican Party. The Federal Election Commission declined to act on the complaint finding it without merit. The Clinton administration's own Justice Department argued in favor of dropping the complaint. Apparently Max Baucus and his friends are so intent on exacting revenge for the defeat of John Melcher they are willing to oppose their own President on this case.

This frivolous complaint does not mention Denny Rehberg. He is not accused of any wrong doing. The FEC has not found any party to the suit guilty of any campaign spending violations. Max Baucus is lying about this in an attempt to smear Denny Rehberg's reputation.

Description Rehbergy Description Rehbergy Sharry C. Know, Court Property

### Rehberg Schedule

#### **SATURDAY - OCTOBER 21**

9:00am -

#### **SUNDAY - OCTOBER 22**

6:00pm

#### **MONDAY - OCTOBER 23**

9:30am - 10:00am 1:15pm - 1:50pm 2:00pm - 2:30pm 2:30pm - 3:00pm Builders

6:00pm - 7:00pm

#### TUESDAY - OCTOBER 23

9:30am -10:00am 10:30am 12:00pm - 1:30pm 1:45pm - 2:30pm 3:00pm

4:00pm - 5:00pm Steering Committee Meeting (Provide list tomorrow)

5:30pm - 7:30pm PAC Fundraiser @ Cy and Linda Jamison's

## WEDNESDAY OCTOBER 24

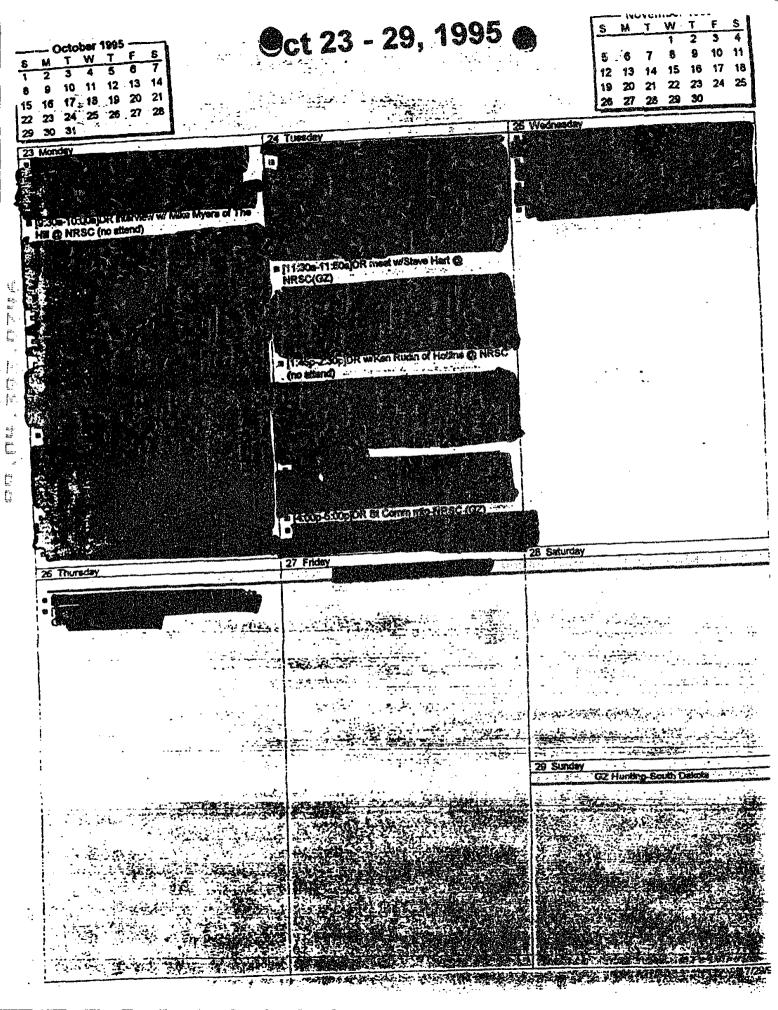
8:00am - 9:15am

9:30am - 9:50am

10:00am -10:25am

10:30am - 11:30am

3:00pm



# P.6/6 MISSOULA, MONTANA

OCTOBER 11, 1995

Double duty. The lieutenant governor visits D.C. to attend a conference and raise funds for his Senate bid

BY CHARLES & JOHNSON Miccouren Shahe Bure zu

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HELLINA - Republican LL Gov. Dennis Reliber, is in Weshington. D.C., early this week bus sociateco sanicue lascoen a griberna reising money for his 1996 campaign for the U.S. Senate seat held by Democrat Max Baucus.

Rehberg said leaders of the National Federation of Independent Sasiness personally limited him to strend the meeting because of what he said is Baucus' poor record is supporting issues important to small business. The feduration has more than 9,000 members in Montaga

The mip to Weshington is being paid for entirely by his campaign and himself, Rehberg rid.

As an elected official. Rebberg has no vacation time. But as lieuteasmi governor. Rehberg said he bas put in plenty of 50- and 60hour weeks and worsed lots weekends, so he sees no problem with his making the trip, despite Democratic Party enticom.

"No Jody has ever accused Dennie Rehberg of act putting in a day's work and a day's pay," be said. "Feople are getting their money's worth from this lieutenant governor.

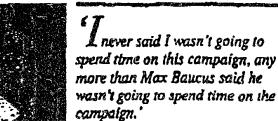
As for Democrats' criticism of him occasioning thinpsign business on work days, Rebberg said, "I never said I no serial broup to guing l'eraw this campaign, any more than Max Baucus said he wasa'l going to spend those on the compaign.

Retiberg said he will campaign, while still paning in the bours as Seutement governor, and asked whether Baucas would make a consentiment be will not campaign between now and 1996.

After he ennounced his candidary in Kalispeil Jane 23, Retberg told the Missoulina State Bureau he would confine his campaigning to off bours, on nights and weekends, and would expense the detics and the expenses. He said then he hopes Bauers will do the same.

Suste Decreerest Chairman Kelly Addy criticated Rebberg, saying the Bentement Mountains and to createsting this promise to to be doing the job they elected him to do.

Rehberg will be becaused at 1990 found-raising



-LL Gov. Densits Rabboro

events in Washington. One is a "meet and greet innerson" today sponsored by Jennes McChare, foreset Republican messar from Idaho, and three other people concerned with mining bruce. according to Robberg, No price for the event was listed.

The other is a reception tonight at the Washington borns of Cy Jamison. an unsuccessful candidate for Congress in Montana last year. Sponsoring the event are Sen. Conrad Burns, R. Mone, and four other Republican senators from neighboring states. Ticken cost \$500 for political scrien committees or \$750s for individuels.



**Hubburg** 

LA DONNA LEE

Page 681

18.19.1995 15161



# NRSCNEWS 96

# NATIONAL REPUBLICAN SENATORIAL COMMITTEE

Chairman, Senant Alfonse D'Amoso

FOR IMMEDIATE RELEASE: THURSDAY, OCTOBER 19, 1995 NRSC95/165 CONTACT: NRSC PRESS OFFICE NANCY IVES 202/675-6006

# NRSC GATHERING VIDEO, AUDIO FOOTAGE OF CLINTON TAX COMMENTS

GOP SENATE CAMPAIGN COMMITTEE PREPARING TO USE CLINTON "TAXED TOO MUCH" COMMENT IN 1996 SENATE RACES

Washington, DC -- The National Republican Senatorial Committee is today gathering video and audio footage of the President's "raised taxes too much" speech in Houston for use in the 1996 Senate campaigns.

"When President Clinton admitted he 'raised taxes too much', he left his tax increase supporters in the U.S. Senate twisting in the political wind," said John Henbusch, Executive Director of the National Republican Senatorial Committee. "We plan on letting voters know their Senator supported the Clinton tax increase and, that now, the President said the tax increase was too big."

Possible ad targets include Senators Max Baucus/MT, Paul Wellstone/MN, Carl Levin/MI, John Kerry/MA, Joe Biden/DE and John Rockefeller/WV.

In addition, those in the House of Representatives who backed the Clinton tax increase — and who are now running for the U.S. Senate — are also possible ad targets. They include liberal Representatives Bob Torricelli/NJ, Richard Durbin/IL, Jack Reed/RI and Tim Johnson/SD.

"The Clinton admission that he raised taxes too much has undermined all of the liberals who supported the record-size tax increase," said Heubusch. "We will ensure that voters know their Democrat Senator and Democrat Senate candidates 'raised taxes too much'. This is a great issue for the GOP because voters always suspected it was true — and now the President himself has confirmed it."

## Senator Conrad Burns

Senator Alan Simpson

Senator Larry Craig Senator Dirk Kempthorne Senator Craig Thomas

> Cordially Invite You to Attend a Fundraising Reception Honoring

# Lt. Gov. Dennis Rehberg

Republican Candidate for the U.S. Senate in Montana

Tuesday, October 24, 1995 5:30 to 7:00 P.M.

The Jamison Residence 306 Constitution Avenue, N.E. Washington, D.C.

R.S.V.P. Geoff Ziebart 703-527-0301

SSOO PACS \$250 Individuals

	Please bring checks to the event or return with this form to: Montanans for Rehberg, c/o 1200 N. Vestch, 8628, Arlington, VR 22201	
ū	Yes, I will attend the reception for Dennis Reliberg on October 24th at the Jamison Residence.  Enclosed is my PAC check for \$ for tickets at \$500 per person.	
	Yes, I wi!Tattend the reception for Dennis Rehberg on October 24th. Enclosed is my <u>personal</u> check for \$ for tickets at \$250 per person.	:
	No. I cannot attend the ownt but have enclosed a check for \$ to help with the Rehberg campaign.	
	Please make checks payable to Montanans for Kehberg.	0 0
Name_	·	necesty.
PAC/E	ployerOccupation	
Addass		
<b>~ !</b> !	Good for by Nonecome for Albert 40 and 1884 as the content of the second	



## THE EDDIE MAHE COMPANY

To:

Geoff Ziebart

From:

Ladonna Y. Lee

Date:

August 21, 1997

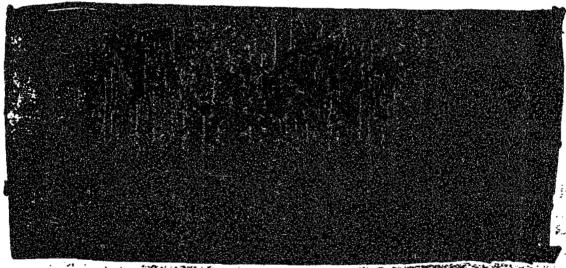
Subject:

PAC/Out of State Proposal

Deposits of Rehberg Date: 9/19/97 Sherry C. Mark, One Park

Goeff, we are delighted to get your proposal. A couple of thoughts:

Denny is here October 20 - 25th for PAC fundraising including an event so if you are going to start up in 1995 we need you to begin September 5th.



Please give us a quick response so we can determine if you are doing the October event or if we are. Thanks.



## THE EDDIE MAHE COMPANY

Geoff Zeibart

Company: Phone: Fax:

From: Ladonna Y. Lee "

Company: The Eddie Mahe Company

Phone: 202-842-4100 Fax: 202-842-4442

Date: 10/17/95

Pages including this cover page: 1

Geoff, we need a detailed itinerary of who Denny is meeting with when so we can schedule some non fundraising activities as well as know what is now scheduled.

Also, please send over the list of who has confirmed for Tuesday night and send us daily updates so as we all move around town we can help follow up.

Thanks.

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# RICHARDSON ZIEBART CONSULTING, L.L.C.

BILL TO:

Montanans for Rehberg P.O. Box 6547 Helena, Montana 59604

Deposition of Rehberg Deter: 9/9/97 Sherry C. Know, Count Repositor LOON, JAN BERBERT.

DATE INVOICE # 10/31/95 84

	•	P.O. NUMBER	TERMS	PROJECT
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			E PACTAL	\$3,474.97

March 1996  S M T W T F S  3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 16 19 20 21 22 23 24 25 26 27 28 29 30 31	<b>M</b> ar 18 - 24, 1996	7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30
18 Monday	19 Tuesday	20 Wednesday
	Deposition Cit. Rehberg Date: 9/997 Sherry C. Whose, Court Reseates	
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		.:
21 Purcelan	22 Friday	23 Saturday
I 17:359-12:00p)DH mig w/Ken Carroll of NAR @ NRSC		
s [12:00p-1:30p]DR fundraising function @ NRS (GZ, CER ettend) s [1:30p-4:45p]DR Senatorial Committee one-on-one's, etc. (all handled by Mike Pieper)	C	24 Sunday

j. F

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Deposition Of Robbing
Date: 9/19/97
Sherry C. Knox, Court Reposits

# Senator Conrad Burns

Cordially Invites You to Attend a Fundraising Luncheon Honoring

# Lt. Gov. Dennis Rehberg (R-MT)

Candidate for United States Senate

Thursday, March 21, 1996 12:00 to 1:30 P.M.

Ronald Reagan Republican Center 425 Second Street, N.E. Washington, D.C.

R.S.V.P. Geoff Ziebart 703-527-0301 \$1,000 PACs \$ 500 Individuals

-	Please bring checks to the event or return with this form to the address on reverse side	· · · · · · · · · · · · · · · · · · ·
☐ <u>YES</u> , I	will attend the luncheon for Denny Rehberg on March 21st at the Ronald Reed is my <u>PAC</u> check for \$ for tickets at \$1,000 per person	agan Center. R
nes, 1	will attend the luncheon for Oenny Rehberg on March 21st. Enclosed is my	PERSONAL
	for \$ tickets at \$500 per person.  cannot attend the event but have enclosed a check for \$ to help wit	h Denny
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Name		
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Kec 6 5/4/90 Richardson Ziebatt Consulting LLC Invoice 142 North Abingdon Street Arlington, Virginia 22203 INVOICE NO. DATE 140 2/29/96 BILL TO Montanans for Rehberg P.O. Box 6547 Helena, Montana 59604 TERMS Net 30 TAUCOMA DESCRIPTION payment rec'd Thank you! 57.33 AT&T and Bell Atlantic charges/GZ (11/13/95 statement) 266.00 Postage (DR PAC Kit) 320.00 Postage DR Invite 20.00 Labels (DR Invite) 20.00 Labels (PAC Kit) 12.00 Courier for DR 3/21/96 invitation to printer 19.25 Courier (2/7/96) to 555 N.J. Ave :40.00 Invitation Design (DR 3/21/96 Event) 100.00 Mail svcs. (DR Invite) 100.00 Mail svcs. (PAC Kit) 415.85 Printing (DC Invite) Printing (DR PAC Kit) - 10.67 GZ AT&T (1/13/96 Statement) 257.61 Postage DR Pac Kit 17.44 Telephone calls SG's 1/23/96 statement Total Reimbursable Expenses EIN# 54-1760667

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# NRSCNEWS 96

# NATIONAL REPUBLICAN SENATORIAL COMMITTEE

Chairman, Senator Alfonse D'Amato

FOR IMMEDIATE RELEASE: TUESDAY, APRIL 16, 1996 NRSC96/81 CONTACT: NRSC PRESS OFFICE 202/675-6006

# NEW GOP ADS: BAUCUS SHOULD HEED MONTANANS ON TERM LIMITS

NRSC COMMENCES MONTANA RADIO CAMPAIGN URGING BAUCUS TO VOTE FOR TERM LIMITS
WHEN MEASURE COMES BEFORE SENATE

Washington, DC - The National Republican Senatorial Committee today commenced a Montana radio campaign urging Senator Max Baucus to heed the wishes of Montanans by voting to support term limits when the measure is considered on the floor of the United States Senate.

The following sixty-second radio spot, produced for the NRSC by River Bank Inc., will air in markets throughout the state of Montana:

"Liberal Max Baucus voted to raise his own pay, then voted to raise our taxes. He was wrong. While working families are having a tough time making ends meet here in Montana, Max Baucus is back in Washington giving himself a big payraise, then voting to raise our taxes.

"Max Baucus increased his pay by more than \$23,000, then increased our taxes by more than \$2,600 per family. That's an outrage. Pay raises... higher taxes. That's not Montana — but it is Max Baucus.

"Soon the Senate will vote on term limits — and the people of Montana support it. But not Max Baucus. In fact, he's already opposed term limits. It's just what you would expect from a Senator who's been in Washington for twenty-one long, liberal years.

"Call liberal Max Baucus. Tell him he was wrong to vote himself a big payraise, then vote to raise our taxes. Tell him it's time to vote for term imits."

See Attached Documentation

•	
"Bzucus voted to raise his own pay,"	<ul> <li>Baucus voted for the amendment to raise senators' pay from \$101,900 to \$125,100. (CQ Vote #133: Adopted 53-45: R 25-18; D 28-27, July 17, 1991.)</li> </ul>

"then voted to raise our taxes."	• Baucus voted for passage of the Clinton tax Increase Bill bill. (CQ Vote #190: Passed 50-49: R 0-43; D 49-6, with Vice President Al Gore casting a "yea" vote, June 25, 1993.)
	<ul> <li>Baucus voted for adoption of the conference report. (CQ Vote #247: Adopted 51-50: R 0-44; D 50-6, with Vice President Al Gore casting a "yea" vote. Aug. 6, 1993.)</li> </ul>

"Max Baucus increased his pay by more than \$23,000"	Baucus voted for the amendment to raise senators' pay from \$101,900 to \$125,100. (CQ Vote #133: Adopted)
	53-45: R 25-18; D 28-27, July 17, 1991.)

"then increased our taxes by more than \$2,600 a family."	• The Heritage Foundation, in an April 7, 1994, study entitled "The State and District Impact of The Clinton Tax Increase," calculated that the 1993 Clinton/Baucus tax bill will cost Montana's taxpayers \$541,779,082 over five years, or \$668.04 for every man, woman and child in Montana.	
	<ul> <li>man, woman and child in Montana.</li> <li>(family of four)</li> <li>\$668.04 x 4 = \$2,672.16</li> </ul>	

"Soon the Senate will vote on term limits.

And the people of Montana support it.

The margin of support for the 14 initiatives this year demonstrate the political potency of term limits: ...

Montana, 67 [percent]; ..."

(Insight Magazine, 11/30/92)

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"In fact, he's [Baucus] has opposed term limits."

- "But Baucus said Montana already had term limits before the [term limits] initiative: 'It's called voting." (The Associated Press, 8/23/93)
- Baucus voted for the motion to table (kill) amendment to limit terms of successful Senate candidates to two consecutive terms if they received public financing. (CQ Vote #69: Motion agreed to 68-30: R 12-30; D 56-0, May 22, 1991.)
- · Baucus voted for the motion to table (kill) the amendment to impose term limits on candidates who receive public financing of six House terms and two Senate terms. Under the amendment, if an individual decided to run for an additional term, the individual would be required to repay all public financing previously received. (CQ Vote #128: Motion agreed to 57-39: R 6-36; D 51-3 May 26; 1993.)
- Baucus has also failed to cosponsor any of the 21 term limit initiatives that have been introduced in the Senate since 1979.

FOR IMMEDIATE RELEASE: THURSDAY, APRIL 25, 1996 NRSC96/98 CONTACT: NRSC PRESS OFFICE 202/675-6006

### GOP ADS: BAUCUS SHOULD BACK BALANCED BUDGET ON SENATE FLOOR

NRSC COMMENCES MONTANA RADIO CAMPAIGN OUTLINING BAUCUS LIBERAL RECORD OF TAXING AND SPENDING

Washington, DC - The following sixty-second radio spot, produced for the NRSC by River Bank Inc., will begin airing in markets today throughout the state of Montana:

Anner.

You already know that liberal Max Baucus voted to raise his own pay by \$23,000 then voted to raise your taxes by more than \$2,600 a family.

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But did you know that in the 21 long liberal years that Baucus has been in Washington, our debt skyrocketed to \$5 trillion.

It's a fact.

And still liberal Max Baucus refuses to consistently vote for a real balanced budget.

Instead, he's voted to spend billions more on wasteful government spending.

That's right. Billions more

Liberal Max Baucus even voted to spend our taxdollars to pay for an alpine slide in Puerto Rico and a casino in Connecticut.

That's not Montana. But it is Max Baucus.

Call liberal Max Baucus at (800) 332-6106. Tell him to stop wasting our hard earned money. Tell him to vote for Congress' balanced budget plan.

Paid for by the National Republican Senatorial Committee.

See Attached 1 Page Documentation

### AD TEXT

### **BAUCUS RECORD**

Baucus voted to raise his own pay by \$23,000.	Baucus voted for the amendment to raise senators' pay from \$101,900 to \$125,100, ban senators' honoraria and limit outside earned income to 15 percent of a senator's base pay. (CQ Vote #133: Adopted 53-45: R 25-18; D 28-27, July 17, 1991)
Baucus voted for the 1993 Clinton tax bill which raised taxes \$2,600 for a family of four in Montana.	Baucus voted for passage and adoption of the 1993 Clinton tax bill (CQ Votes #190, #247, 1993) Per capita impact of the 1993 Clinton tax bill on Montana was \$668.04. Multiplied by four equals \$2,672.16. ("The State and District
	Impact of the Clinton Tax Increase," Heritage Foundation, 4/7/94)
Baucus has been in Washington 21 years.	Baucus was elected to federal office in 1975. He has spent over 21 years in Washington. (The Almanac of American Politics, 1996)
While in office the national debt skyrocketed to \$5 trillion.	The national debt as of Wednesday, April 17, 1996, was \$5,146,356,518,536.99. (The Washington Times, 4/19/96)
Baucus refuses to vote for a balanced budget.	Baucus voted against both passage and the conference report of FY 1996, a bill to balance the budget by 2002. (CQ Vote #556: Passed 52-47: R 52-1; D 0-46, Oct. 28, 1995) (CQ Vote #584: Motion agreed to 52-47: R 52-1; D 0-46, Nov. 17, 1995)
	Baucus voted three times for measures which / expressed a desire for a goal of balancing the federal budget. (CQ Vote #371: Adopted 61-31: R 39-9; D 22-22, Dec. 11, 1985); (CQ Vote #581: Passed 60-37: R 53-0; D 7-37, Nov. 16, 1995); (CQ Vote #611: Passed 94-0: R 49-0; D 45-0, Dec. 21, 1995)

**Balanced Budget Constitutional Amendment** Baucus refuses to vote for a balanced budget. Although Max Baucus' rhetoric promotes reducing the deficit, his record on the balanced budget amendment does not. Baucus has voted against the balanced budget amendment 10 times out of 13 occasions. The following three votes are considered to be the benchmark votes on the balanced budget amendment. Baucus : voted against it in 1986 and 1994, then flipflopped and voted for it in 1995. (CQ Vote #45: Rejected 66-34: R 43-10; D 23-24, March 25, 1986); (CQ Vote #48: Rejected 63-37: R 41-3; D 22-34, March 1, 1994); (CQ Vote #98: Rejected 65-35: R 51-2; D 14-33, March 2, 1995) The net total of legislation Baucus voted for in Baucus has voted to spend billions on wasteful government spending. the 103rd Congress was: "\$54,213,000,000" (NTUF VoteTally, 103rd Congress, 10/10/94) The net total of legislation Baucus voted for in the 104th Congress was: "\$41,304,000,000" (NTUF VoteTally, 104th Congress, 2/96) Baucus supported Clinton's 1993 "stimulus" Baucus voted to spend taxdollars on plan. Specifically, he voted against cutting the an alpine slide in Puerto Rico and a Community Development Block Grants which casino in Connecticut. would have funded the alpine slide and the casino. (CQ Vote #87: Motion agreed to 54-43: R 0-43; D 54-0, March 30, 1993) Baucus voted three times for cloture, which would have limited debate and allowed a vote for the Clinton plan. Baucus voted for (CQ Vote: #100: Motion rejected 55-43: R 0-42; D 55-1, April 2, 1993); (CQ Vote #101: Motion rejected ... 52-37: R 0-37; D 52-0, April 3, 1993); and (CQ) Vote #102: Motion rejected 49-29: R 0-28; D 49-1, April 5, 1993) Baucus once again voted against eliminating the "stimulus" aspects of the plan. (CQ Vote #103: Motion agreed to 53-45: R 0-41: D 53-4, April 20, 1993)

Baucus did vote for a different "stimulus" substitute that would have lowered the amount of spending somewhat, but would have still funded the pork and still would not have paid for it, thereby still increasing the federal deficit. (CQ Vote #104: Adopted 52-46: R 0-41; D 52-5, April 20, 1993)

Baucus once more voted for cloture on the stimulus bill, but the motion failed and the projects were not funded. (CQ Vote #105: Motion rejected 56-43: R 0-42; D 56-1,-April 21, 1993)

"The list below, taken from the National Conference of Mayors 'Ready to Go' book of more than 4,000 public works projects; gives a sense of exactly where much of the money would be going. While the 'Ready to Go' projects aren't specifically included in the stimulus package, HUD Secretary Henry Cisneros told Congress in February it is the list the administration will work from in dispensing the \$2.5 billion earmarked in the bill for community development."

"Caguas, Puerto Rico, build alpine slide, 100 jobs, \$2,500,000"

"West Haven, Conn., construct a casino building, 20 jobs, \$1,000,000" (editorial, The Wall Street Journal, 4/5/93)



## rscnews

#### NATIONAL REPUBLICAN SENATORIAL COMMITTE

Chairman, Senaior Alfanse D'Amaio

FOR IMMEDIATE RELEASE: WEDNESDAY, MAY 8, 1996 NRSC96/112

CONTACT: NRSC PRESS OFFICE DAN McLAGAN 202/675-6006

### **NEW GOP AD: BAUCUS VOTES FOR** MORE TAXES, INCREASED DEBT. HIGHER PAY FOR HIMSELF

NRSC RADIO CAMPAIGN URGES MONTANANS TO CONTACT BAUCUS: AD SAYS BAUCUS SHOULD VOTE TO BALANCE THE BUDGET NOW

Washington, DC - The National Republican Senatorial Committee today began running a new radio spet in Montana chronicling Senator Baucus' record of raising taxes, increasing the federal debt and raising his own pay. The spot urges Montanans to contact Baucus to encourage him to balance the federal budget now.

The following sixty-second radio spot will air in Montana:

"The top movie is 'Godfather Part IL'

'Streaking,' becomes a nutional fad

Max Baucus goes to Washington, and our national debt is \$484 billion.

A lot's changed in 21 years - for example, Max Baucus' salary has more than tripled, from \$42,000 to \$133,000 a year. And the national debt has skyrocketed to \$5 trillion.

What have we gotten from Baucus' 21 long liberal years? More taxes and more debt. Liberal Baucus voted for five of the largest tax increases in American history. In one vote alone, he increased taxes on Montana families by \$2,600 a year.

Baucus even voted to raise taxes on Social Security, small businesses, and gasoline.

Call liberal Max Baucus. Tell him to balance the budget. Tell him he was wrong to raise taxes and spend us into debt. Tell him to vote for the majority's plan to balance the budget.

Paid for by the National Republican Senatorial Committee." See Attached 2 Page Documentation 

"Rangus even voted to raise taxes on social	a Panene untad to table Will the amandment to
"Baucus <u>even</u> voted to raise taxes on social security	<ul> <li>Baucus voted to table (kill) the amendment to strike the provisions of the bill that raise the percentage of Social Security benefits taxed from 50 percent to 85 percent for individuals earning more than \$32,000 and couples earning more than \$40,000. (CQ Vote #169: Motion agreed to 51-46: R 1-41; D 50-5, June 24, 1993)</li> <li>Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included a tax increase on social security.</li> </ul>
	(CQ Vote #247: Adopted 51-50: R 0-44; D 50-6, with Vice President Al Gore casting a "yea" vote. Aug. 6, 1993.)
"small businesses,"	<ul> <li>Baucus voted against an amendment giving tax relief to small businesses and family farms.</li> <li>(CQ Vote #171: Motion rejected 56-42: R 43- 0. D 13-42, June 24, 1993)</li> </ul>
"and gasoline."	<ul> <li>Baucus voted against eliminating a gasoline tax of three cents per gallon to raise revenues.</li> <li>(CQ Vote #208: Adopted 209-187: R 114-17, D 95-170, June 11, 1975)</li> </ul>
	<ul> <li>Baucus voted to kill an amendment eliminating the 4.3-cent tax on transportation fuels. (CQ Vote #167: Motion agreed 50-48: R 0-43, D 50-5, July 24, 1993)</li> </ul>
	Baucus voted for adoption of the conference report on Clinton's 1993 tax bill which included an increase of 4.3 cents in the federal gasoline tax. (CQ Vote #247:  Adopted 51-50: R 0-44; D 50-6, with Vice President A! Gore casting a "yea" vote, Aug.
	6, 1993.)

#### DRAFT NRSC RADIO:60 - "1974-BAUCUS"

#### Music up and under

#### ANNCR:

1974.

The top movie is "Godfather Part IL"

(SFX under Anner. = Machine gun fire)

"Streaking," becomes a national fad.

(SFX under Anner. = teenager yelling/running outdoors)

Max Baucus goes to Washington, and our national debt is \$484 billion.

A lot's changed in 21 years - for example, Max Baucus's salary has more than tripled, from \$42,000 to \$133,000 a year.

And the national debt has skyrocketed to \$5 trillion.

What have we gotten from Baucus's 21 long liberal years?

More taxes and more debt.

Liberal Baucus voted for five of the largest tax increases in American history. In one vote alone, he increased taxes on Montana families by \$2600's year.

Baucus even voted to raise taxes on social security, small businesses, and gasoline.

Call liberal Max Baucus. Tell him to balance the budget. Tell him he was wrong to raise our taxes and spend us into debt. Tell him to vote for the majority's plan to balance the budget.

Paid for by the National Republican Senatorial Committee



#### AD TEXT

### BAUCUS RECORD

"1974 Max Haucus goes to Washington, and our national debt is \$484 billion."		Baucus was elected to federal office in 1974. He has spent over 21 years in Weshington. (source: The Almanac of American Politics, 1996)
·		Total gross federal debt in 1974 was \$483.893 million (nource: finitiation Abstract of the United States, 1995)
"Max Baucus' salary has more than tripled, from \$42,000 to \$133,000 a year."	8	Baucus' salary has risen from \$42,500 in January, 1975 to \$133,600 in 1996. (source: 1991 CQ Almanac; CQ Weekly Report, 1/2/93)
"And the national debt has skyrocketed to \$5 trillion."		The national debt as of Wednesday, April 17, 1996, was \$5,146,356,518,536.99. (The Washington Times. 4/19/96)
"Liberal Baucus voted for five of the largest tax increases in American history."		Clinton Tax Increase of 1993, Conference Report (CQ Vote #247, 1993) (\$241 billion over five years*)
		Budget Reconciliation Tax Increases of 1982, Conference Report (CQ Vote #337, 1982) (\$138 billion over four years*)
		Budget Reconciliation of 1987, Conference Report (CQ Vote #419, 1987) (\$54 billion over four years*)
		Deficit Reduction Act of 1984, Conference Report (CQ Vote #161, 1984) (\$48.3 billion over 4 years*)
<b>-</b>		Social Security Act Amendments of 1983,
		Tax Foundation Press Release, 9/2/92)
"In one vote <u>alone</u> , he increased taxes on Montana families by \$2,600 a year."		Baucus voted for adoption of the conference report. (CQ Vote #247: Adopted 51-50: R 0-44; D 50-6, with Vice President Al Gore casting a "yea" vote, Aug. 6, 1993.)
·	•	The Heritage Foundation, in an April 7, 1994, study entitled "The State and District Impact of The Clinton Tax Increase," calculated that the 1993 Clinton/Baucus tax bill will cost Montana's taxpayers \$541,779,082 over five
	<b>⊗</b>	years, or \$668.04 for every man, woman and child in Montana.  (family of four)
		TEER NA II AMETICALIC

### AD TEXT

### **BAUCUS RECORD**

Baucus voted to raise his own pay by \$23,000.	Baucus voted for the amendment to raise senators' pay from \$101,900 to \$125,100, ban senators' honoraria and limit outside earned income to 15 percent of a senator's base pay. (CQ Vote #133: Adopted 53-45: R 25-18; D 28-27, July 17, 1991)
Baucus voted for the 1993 Clinton tax bill which raised taxes \$2,600 for a family of four in Montana.	Baucus voted for passage and adoption of the 1993 Clinton tax bill (CQ Votes #190, #247, 1993) Per capita impact of the 1993 Clinton tax bill on Montana was \$668.04. Multiplied by four equals \$2,672.16. ("The State and District Impact of the Clinton Tax Increase," Heritage Foundation, 4/7/94)
Baucus has been in Washington 21 years.	Baucus was elected to federal office in 1975. He has spent over 21 years in Washington. (The Almanac of American Politics, 1996)
While in office the national debt skyrocketed to \$5 trillion.	The national debt as of Wednesday, April 17, 1996, was \$5,146,356,518,536.99. (The Washington Times, 4/19/96)
Baucus refuses to vote for a balanced budget.	Baucus voted against both passage and the conference report of FY 1996, a bill to balance the budget by 2002. (CQ Vote #556: Passed 52-47: R 52-1; D 0-46, Oct. 28, 1995) (CQ Vote #584: Motion agreed to 52-47: R 52-1; D 0-46, Nov. 17, 1995)
	Baucus voted three times for measures which / expressed a desire for a goal of balancing the federal budget. (CQ Vote #371: Adópted 61-31: R 39-9; D 22-22, Dec. 11, 1985); (CQ Vote #581: Passed 60-37: R 53-0; D 7-37, Nov. 16, 1995); (CQ Vote #611: Passed 94-0: R 49-0; D 45-0, Dec. 21, 1995)

EXHIBIT: 19
Deposition Of: Reporter

Sherry C. Knox, Court Reporter

Dear Max

Thank you for signing the clean campaign pledge. As you know, our opponent, Becky Shaw did so on Tuesday??

I have communicated with the Republican National Committee and the National Republican Senatorial Campaign Committee that you have agreed to run a campaign according to the pledge. I have included copies of yours and my campaign ads which clearly show that all of my advertising in the campaign has been done according to the pledge.

Your letter contains some additional suggestions for our joint agreement on campaign advertising and I would be happy to sit down and negotiate those additional requests with you. I would also like you to agree to the spending limit you suggested on May 22, 1995 to spend no more then \$1.2 million. (this is what I got from my clips Steve)

You have threatened that you will not abide by the Clean Campaign Pledge if the NRSC does not remove their ads. The Pledge that you and I have signed states:

"to request all interested third parties, who may engage in issue advertising that may agree with my positions on the issues, to abide by all the above;"

I have done so. See copy of letters attached.

Your demand that the NRSC advocacy ads be done in my voice which is ... as you well know ... a violation of the Supreme Court ruling handed down on Tuesday which clearly states:

"the First Amendment [cannot be used to prohibit] an expenditure that the political party has made independently, without coordination with any candidate"

I have not been involved in any of the decisions or discussions on the NRSC ads .... nor any other ads done in the state by third parties. Nor have I violated the law as you suggested in our debate last Saturday when you said

quote I strongly suspect that DR is coordinating independent expenditures

(Steve - need quote from debate transcript)

Max the voters of Montana want to know how we have voted in the past on important issues such as balancing the budget and tax relief for working families and how we will vote for the next 6 years ..... That will be the focus of my ads and my campaign and I am sure the voters are looking forward to a healthy discussion of our differences.

Let me know if you will commit to your original discussion to limit spending.

Have a great week

You know that your demand for me to

# 999

#### THE EDDIE MAHE COMPANY

To: Rehberg Team

Company: Phone:

Fax:

From: Ladonna Y. Lee

Company: The Eddie Mahe Company

Phone: 202-842-4100 Fax: 202-842-4442

Date: 04/30/96

Pages including this cover page: 2

It appears from the NRSC documentation package on its radio that in fact Max did not vote for a casino and an alpine slide but rather that it was from a National Conference of Mayors "ready to go" book that Cisneros told Congress he would work from. So we probably can't attack Max for using his out of state dollars to lie about his record. That leaves us with the "guilty charge."

Our best approach would be for the NRSC to run radio stating that Max is guilty of running a guilt by association campaign. Naming unnamed "out of state Republicans" guilty when in fact none of the findings have determined anyone guilty ..... and the only political organizations that have had to pay fines to the FEC in the last xxxx years is the Democrat state party and Democrat office holders (Williams?) THIS NEEDS TO BE DETERMINED TO BE FACT.

Max is using his millions of out of state special interest money trying to get the fair—people of Montana to believe that Denny Rehberg associates with people who are guilty .... none of the thousands of hours of legal proceedings investigating Democrat Chairman Kelly Addy's allegations from 1988 have resulted in a single Republican organization being fined. Come on Max use your millions of dollars of out of state special interest money to tell the voters of Montana what this race is really about. You want a government that continues to take 40% of everyone's pay check and Denny Rehberg wants to cut taxes and spending. Quit the name calling Max and lets talk about Montana and the real issues people care about.

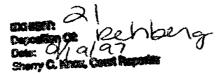
This message probably does not fit into the issue advertising that the NRSC can do with non allocable dollars. Thus, we must determine what we can do to offset the barrage of messages saying Denny is "guilty" which can only accrue to Borchert's benefit. By the same token we cannot afford to begin the "cannonball strategy" of using our limited resources saying "I'm not guilty".

We need a press strategy. Pat Stinson has called to invite Denny on his show tomorrow morning at 8:30 MST. We have as possible press advocates but we can't offset Max's thousands or as or radio with just a press release.

This also calls for a Max watch and possibly we could release the entire list of "ready to go" projects and call on Max to say which ones he would have supported if it wasn't the casino or the Alpine Slide.

We need to decide today what we are going to do. Mike, Tony - Phil did not believe that the NRSC would do the paid response but suggested we talk to Craig the legal counsel. If I hear from either of you before 11:00 we can call together or I will follow-up directly.

NOTICE OF CONFIDENTIALITY: The information contained in this facsimile transmission is legally privileged and confidential, being intended only for the named recipient. Therefore, dissemination, distribution, or copying by other than the intended recipient is prohibited. If you have received this transmission in error, please notify us immediately by collect call and return the transmission to the address below.



Dennis Rehberg appearance on the Pat Stinson show, 5/1 at 8:30 am.

Stinson

I tried to get a hold of you yesterday. You were

gone. You were flying somewhere?

Rehberg

Yeah, I flew back to Washington, D.C.

Stinson

Gettin money, huh?

Rehberg

That's right....

Stinson

Are you in DC now?

Rehberg

I am. In fact, what I'm doing is I am meeting with the [National Republican] Senatorial Committee.

#### NRSC TV:30 - "1974-BAUCUS" FINAL AUDIO

VIDEO

GRAPHICS: 1974

Baucus still (any of '74 vintage?)

(possibly in sepia)

GRAPHICS: Your share of national delit -

\$2300

1

GRAPHICS: 1996

Headline on Spending

GRAPHICS: Baucus votes for five of the

biggest tax increases in American history

GRAPHICS: Your share of national debt =

\$19,000

MOVING UPWARD ARROW AGAINST

GRAPH LABELED BAUCUS SALARY

Arrow ends at \$133,000

Baucus pix

GRAPHICS: Call Max Baucus/Phone

#??/Balance the Budget

Disclaimer

AUDIO

ANNCR:

1974.

Liberal Max Baucus goes to Washington.

Your share of the national debt -- \$2300.

22 long liberal years later. Government spending explodes.

Baucus votes for five of the biggest tax Increases in history.

Your share of the national debt --

\$19,000.

What else is up?

Baucus's salary. It's tripled to \$133,000.

We need a balanced budget,

Call liberal Max Baucus and tell him to support the majority's balanced budget plan.



#### EPUBLICAN SENATORIAL COMMIT

Chairman, Senator Alfanse D'Amoto

FOR IMMEDIATE RELEASE: SUNDAY, MAY 12, 1996 NRSC96/122

**CONTACT: NRSC PRESS OFFICE** DAN MCLAGAN 202/675-6006

#### **NEW NRSC TV AD TO BAUCUS:** SUPPORT A BALANCED BUDGET

STATEWIDE MONTANA TV AD CAMPAIGN BEGINS AIRING THIS WEEKEND

Washington, DC -- The following is the text of a new 30 second statewide TV spot from the National Republican Senatorial Committee urging Montana Senator Max Baucus to support a balanced federal budget

TV/30 Seconds Title: "1974-Baucus"

> 1974: Liberal Max Baucus goes to Washington. Your share of the national debt: \$2,300.

22 long liberal years later. Government spending explodes. Baucus votes for five of the biggest tax increases in history.

Your share of the national debt: \$19,000. What else is up?

Baucus's salary — it's tripled to \$133,000.

We need a balanced budget.

Call liberal Max Baucus, and tell him to support the Majority's balanced budget plan.

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#### NRSC TV:10 - "HEY MAX" FINAL AUDIO

VIDEO

**AUDIO** 

ANNCR:

Baucus Pix

GRAPHICS: Max Baucus/Stop Increasing

Our Taxes and Your Pay

Hey Max!

Stop raising our taxes and your pay.

Call Max Baucus and tell him to support the majority's balanced budget plan!

Disclalmer

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# 'SCNE

### REPUBLICAN SENATORIAL COMMI

Chairman, Senator Alfonse D'Amato

FOR IMMEDIATE RELEASE: TUESDAY, MAY 28, 1996 NRSC96/140

CONTACT: NRSC PRESS OFFICE DAN MCLAGAN

202/675-6006

### **NEW GOP AD URGES BAUCUS** TO BALANCE THE BUDGET

Washington, DC - The following is the text of a new 30 second TV spot which began airing statewide in Montana on Friday from the National Republican Senstorial Committee urging liberal Senstor Max Baucus to support a balanced budget

TV/30 Seconds Title: "Twenty-two"

By one vote, the Senate passed the largest tax increase in history. That one vote...Max Baucus

He voted for more taxes on Social Security, gasoline and family farms.

It's no surprise

For twenty-two long liberal years, Baucus has spent our money and raised our taxes. He's the sixth biggest spender in the Senate.

Max Baucus...definitely a liberal

Call Tell Baucus to vote for the majority's plan to balance the budget.



# NRSCNEWS '96

#### NATIONAL REPUBLICAN SENATORIAL COMMITTEE

Orginman, Senator Alfonse D'Amato

FOR IMMEDIATE RELEASE FRIDAY, MAY 31, 1996 NRSC96/149 CONTACT: NRSC PRESS OFFICE DAN McLAGAN

035 -4100-m-nonta-760

202/675-6006

#### NEW GOP AD URGES BAUCUS TO SUPPORT BALANCED BUDGET PLAN

Washington, D.C. -- The following is a text of a new 30 second TV spot which begins airing today in Montana. The ads are paid for by the National Republican Senatorial Committee and are aimed at urging Montana Senator Max Baucus to support the majority's balanced budget plan.

VIDEO

AUDIO

(Music Up & Under)

Rehbergy 2/a/g7

Hand press button to start tape . acorder
Fute lit and burns supered over video

Heads pick up Baucus photo from manille file folder marked TOP SECRET in block stancil lettering

Hand flips to next piece of paper with GRAPHICS (block stencil lettering): Max Baucus/Voted for 5 of the Biggest Tax Increases in American History

Hand flips to piece of paper with GRAPHICS (block stencil lettering): Max Beucus/Vetad to Raise Taxes on: Social Security/Family Farms (smaller date = 8/6/23)

ANNCR:

Good Morning, Mr. Phelps.

This is Max Baugus, liberal from Montana.

Baucus diagnises his record.

Baucus voted for five of the biggest tax incresses in bistory.

Baucus voted to raise takes on Social Security and family forms.

Tans recorder playing

Your mission, which may be impossible. Is to get lieucus to support the majority's balanced hadget plan.

Good Luck, Itm.

AYNCR:

Hand presses off button on tape recorder

(800) 532-6106

Help Jim. Call liberal Max Brucus. This meaning will achidestruct in one second.

(SFX - Hissing as tape dissolves)

Disclaimer

Music Under & Out



Chairman, Senator Alfonse D'Amaio

FOR IMMEDIATE RELEASE FRIDAY, JUNE 21, 1996 NRSC96/179

CONTACT: NRSC PRESS OFFICE

DAN McLAGAN 202/675-6006

# NRSC LAUNCHES NEW MONTANA TV ADS

#### SPOTS URGE BAUCUS TO SUPPORT **BALANCED BUDGET**

WASHINGTON, D.C. - The following is the script of a new NRSC television ad that begins airing in Moutana today.

#### **AUDIO**

In his 22 long liberal years. Max Baucus has voted over 50 times to raise taxes.

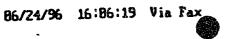
Baucus even voted to raise taxes on Social Security, Medicare recipients, small businesses and the family farm.

Max, you can't hide from your record - you're definitely a liberal.

Call, tell liberal Max Baucus to support the majority's plan to balance the budget and cut our taxes.

#### VIDEO

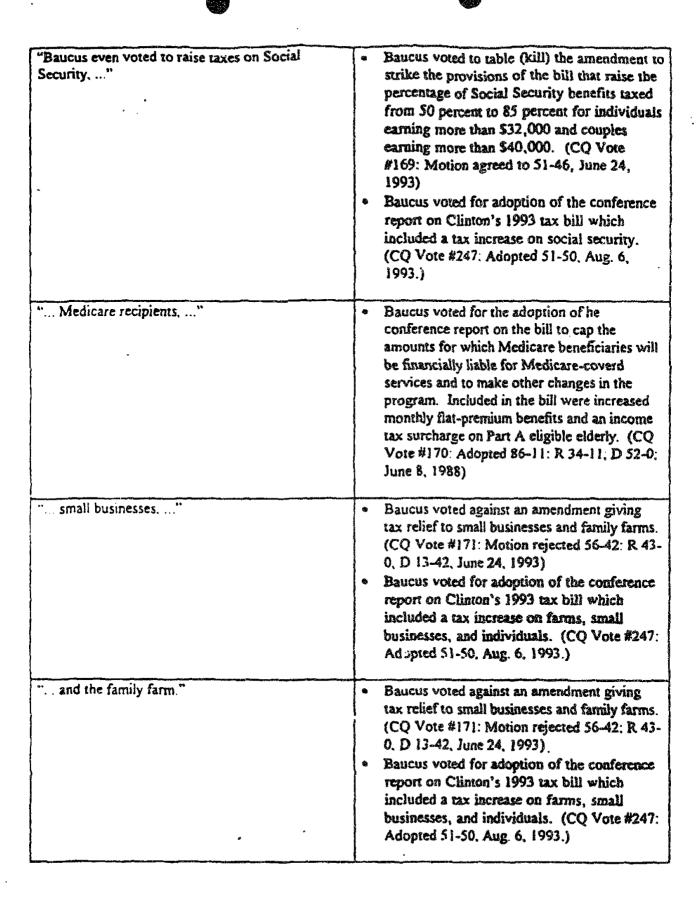
Scrolling list of Baucus votes for more taxes



#### AD TEXT (ANNCR #1)

### BAUCUS RECORD

47 1 00 1 17 1 17	
"In his 22 long liberal years,"	Baucus has been in federal office since 1975.
	He has spent 22 years in Washington. (The
	Aimanac of American Politics, 1996)
"Max Baucus has voted over 50 times to raise	Max Baucus has voted to raise taxes over 50
taxes."	times. (CQ Vote #339, 1993;)
tunes.	CQ Vote #335, 1993; CQ Vote #327, 1993;
	CQ Vote #247, 1993; CQ Vote #244, 1993;
	CQ Vote #190, 1993; CQ Vote #186, 1993;
	CQ Vote #169, 1993; CQ Vote #167, 1993;
	CQ Vote # 83, 1993; CQ Vote # 82, 1993;
	CQ Vote # 79, 1993; CQ Vote # 70, 1993;
	CQ Vote # 68, 1993; CQ Vote # 66, 1993;
	CQ Vote # 60, 1993; CQ Vote # 59, 1993;
	CQ Vote # 57, 1993; CQ Vote # 53, 1993;
	CQ Vote # 52, 1993; CQ Vote # 48, 1993;
	CQ Vote # 40, 1993; CQ Vote #145, 1992;
	CQ Vote # 54, 1992; CQ Vote # 51, 1992;
	CQ Vote # 50, 1992; CQ Vote # 48, 1992;
	CQ Vote #285, 1990; CQ Vote #280, 1990;
	CQ Vote #277, 1990; CQ Vote #243, 1989;
	CQ Vote #236, 1989; CQ Vote #170, 1988;
	CQ Vote #419, 1987; CQ Vote #157, 1987;
	CQ Vote # 97, 1987; CQ Vote # 87, 1987;
	CQ Vote # 86, 1986; CQ Vote # 83, 1986;
	CQ Vote # 79, 1986; CQ Vote # 77, 1986;
•	CQ Vote #379, 1985; CQ Vote #314, 1985;
	CQ Vote #212, 1985; CQ Vote # 75, 1985;
	CQ Vote # 52, 1985; CQ Vote #161, 1984;
	CC Vote #101, 1984; CQ Vote # 88, 1984;
	CQ Vote # 77, 1984; CQ Vote # 58, 1984;
	CQ Vote # 54, 1983; CQ Vote # 53, 1983;
	CQ Vote # 41, 1983; CQ Vote #463, 1982;
	CQ Vote #410, 1982; CQ Vote #337, 1982;
	CQ Vote #241, 1982; CQ Vote #239, 1982;
	CQ Vote #238, 1982; CQ'Vote #286, 1981;
	CQ Vote #103, 1981; CQ Vote # 64, 1980;
	CQ Vote #484, 1979; CQ Vote #459, 1979;
	CQ Vote #438, 1979; CQ Vote #292, 1979;
	CQ Vote #805, 1978; CQ Vote #491, 1976;
	CQ Vote #168, 1976; CQ Vote #548, 1975;
	CQ Vote #547, 1975; CQ Vote #208, 1975;
	CQ Vote # 21, 1975; CQ Vote # 18, 1975)



#### 1996 MONTANA SENATE RACE MEDIA BUYS

	NRSC	REHBERG	MAX	ED
FEB. 6-13			radio/	
Mar. 4-15			radio-hospitals medicare	
April 1-15			radioeducation	TV/radio positive name ID
April 16-24	radioMax voted to raise his pay	•	radio-response to NRSC/D'Amato TV-Min. Wage	radio/TV-name ID
April 26-May	radio/Max voted for water slide etc.		radio/Denny a liar and guilty TV - Min. Wage	TV/radio/name ID spot
May 5-11	radio/1974 Max voted for spending		radio/Denny is guilty and a liar TV – Min wage II	radio/ jobs spot
May 13 -18	TV/1974 ad 800 pts.	radio/america \$8,000	radio/Denny g&l TV/stop the mudslinging/400 pts	
		ه من من المنظم المن المنظم المنظم		

Daposting the Rehbergy Daposting the Rehbergy Date: 9/9/97 Sherry C. Knox, Cassa Regards

THE PERSON